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MINUTES OF THE SUPREME COURT OF THE UNITED STATES

Roll 35

October 1, 1934 - June 1, 1937

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NOTES ON ROLL 35

The three volumes reproduced on this roll have the following backstrip titles: (1) "Minutes / 1934 / Supreme Court / of the / United States"; (2) "Minutes / 1935 / Supreme Court / of the / United States"; and (3) "Minutes / 1936 / Supreme Court / of the / United States." They contain the minutes of the Supreme Court of the United States from October 1, 1934, to June 1, 1937.

The first volume contains the minutes of the Court from October 1, 1934, to June 3, 1935; the second, from October 7, 1935, to June 1, 1936; and the third, from October 5, 1936, to June 1, 1937.

VOLUME

1934

MONDAY, OCTOBER 1, 1934

At the Capitol of the United States, in the City of Washington, and District of Columbia, being the present Seat of the National Government of the United States, on the first Monday of October (being the 1st day of the same month) in the year of our Lord one thousand, nine hundred and thirty-four and of the Independence of the United States the one hundred and fifty-ninth, The Supreme Court of the United States met agreeably to law.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Raymond S. Williams, It is ordered that Murray F. Johnson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Horace Russell, It is ordered that Thomas Howell Scott, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dale C. Dillon, It is ordered that Jennings B. King, Esquire, of Knoxville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul Atlee Walker, It is ordered that C. B. Bee, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas E. Rhodes, It is ordered that Henry W. Coil, Esquire, of Riverside, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Leonard Townsend, It is ordered that Cyril J. McCauley, Esquire, of Union City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles B. McInnis, It is ordered that Doyle H. Strange, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul B. Cromelin, It is ordered that Wilbur N. Baughman, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John H. Jackson, It is ordered that Haig H. Davidian, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel W. McIntosh, It is ordered that Milton Dunn, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis M. Denit, It is ordered that Frank W. Davies, Esquire, of Birmingham, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. Coulter Wells, It is ordered that Aubrey R. Bowles, Jr., Esquire, of Richmond, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Justin Miller, Esquire, of Durham, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis M. Denit, It is ordered that J. Howard Reber, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Abbot P. Mills, It is ordered that Morris L. Ernst, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Abbot P. Mills, It is ordered that Lawrence S. Greenbaum, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. Henry Walter, It is ordered that George Arthur Henke, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Kenneth C. Royall, Esquire, of Goldsboro, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William E. Leahy, It is ordered that John R. Salmon, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Douglas B. Maggs, Esquire, of Durham, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Martin J. McNamara, It is ordered that James G. Holland, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Royal C. Johnson, It is ordered that Carlos Washington Goltz, Esquire, of Sioux City, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Abbot P. Mills, It is ordered that Jonas J. Shapiro, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward J. White, It is ordered that Reynolds Robertson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America,

Appellant,

3 vs.

J. W. Smith, Roy Taylor, John M. Kerr, et al.

Appeal from the District Court of the United States for the Eastern District of Texas.

This cause having been called to the attention of the Court by Mr. Solicitor General Biggs and he having moved the Court to dismiss the appeal in this cause and issue the mandate forthwith;

Therefore, in pursuance of said motion, it is now here ordered, adjudged, and decreed by this Court, that this appeal be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: L. W. Baldwin and Guy A. Thompson, Trustees, et al., Petitioners.

The motion for leave to file petition for writ of prohibition herein was submitted by Mr. Edward J. White, for the petitioners.

Paramount Publix Corporation, Petitioner,

254 vs.

American Tri-Ergon Corporation;

Altoona Publix Theatres, Inc., Petitioner,

255 vs.

American Tri-Ergon Corporation;

Wilmer & Vincent Corporation, et al., Petitioners,

256 vs.

American Tri-Ergon Corporation.

The motion for leave to file briefs of Columbia Pictures Corporation and others as amici curiae herein was submitted by Mr. John B. Marsh in that behalf, and the motion was denied.

— Original.

Ex parte: Everglades Drainage District, et al., Petitioners.

The motion for leave to file petition for writ of mandamus herein was submitted by Mr. Herbert S. Sawyer for the petitioners.

The State of Wisconsin, et al., Complainants,
4, Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.;
The State of Michigan, et al., Complainants,
5, Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.;
The State of New York, et al., Complainants,
6, Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.

The semi-annual report of defendant, Sanitary District of Chicago, dated July 1, 1934, was presented.

Commonwealth of Kentucky, Complainant,
8, Original. vs.
State of Indiana, et al.

The report No. 8 of defendant, State of Indiana, was presented.

Norphlet School District No. 50 Petitioner, vs. El Dorado School District No. 15, et al. — On petition for writ of certiorari to the Supreme Court of the State of Arkansas.

158

It appearing to the Court that counsel for the petitioner in the above entitled cause have failed to comply with the rules of this Court;

Therefore, it is ordered by this Court that the petition for writ of certiorari, in this cause, be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until Monday, October 8th next.

MONDAY, OCTOBER 8, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Alfred D. Smith, It is ordered that Earl Hubert Davis, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Horace Russell, It is ordered that Wm. T. Townsend, Esquire, of Cartersville, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul F. Good, It isordered that Wm. H. Wright, Esquire, of Scottsbluff, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel Rubinton, It is ordered that Leonard Acker, Esquire, of Broklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund B. Quiggle, It is ordered that John McGlasson, Esquire, of Waco, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul F. Good, It is ordered that Guy C. Chambers, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry Epstein, It is ordered that Joseph M. Mesnig, Esquire, of Troy, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry Epstein, It is ordered that John R. O'Hanlon, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George E. Elliott, It is ordered that Richard C. Glass, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Daniel E. McGrath, It is ordered that Daniel H. Cotter, Esquire, of Bridgeport, State of Connecticut, be admitted to practice as an Attorney and Counsellor this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Daniel E. McGrath, It is ordered that John T. L. Hubbard, Esquire, of Bridgeport, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Lee A. Jackson, Esquire, of Norfolk, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Spalding Flannery, It is ordered that Arthur A. O'Brien, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry R. Gower, It is ordered that John J. Fitzpatrick, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following orders of the Court:

Arthur S. Secor, Rathbun Fuller,
Florence Scott Libbey, et al.,
Appellants,
77 vs.
Ira J. Fulton, Superintendent of
Banks of the State of Ohio, etc.

Appeal from the Supreme Court of the State of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

C. A. Skipper,

Appellant, Appeal from the Supreme Court of

88 vs. the State of Florida.

The State of Florida.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Florida, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a properly presented Federal question.

Per Mr. Chief Justice Hughes.

Wilson & Co., Inc., of Louisiana,

Appellant, Appeal from the Supreme Court of

103 vs. the State of Louisiana.

The State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

The Nashville, Chattanooga & St. Louis Railway,

Appellant,

162 vs.

Denis Lee Herndon.

Appeal from the Supreme Court of The State of Tennessee.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Tennessee, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

Marie L. Wade and Leonidas E. Wade, her husband, Appellants,

163 vs.

City of Jacksonville.

Appeal from the Supreme Court of the State of Florida.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Florida, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed (1) for the want of properly presented Federal questions, and (2) for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

D. A. Dobry,

Appellant,

166 vs.

The State of Iowa.

Appeal from the Supreme Court of the State of Iowa.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Iowa, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a properly presented Federal question.

Per Mr. Chief Justice Hughes.

M. M. Kelliher, Amy Kelliher, and Tena Marsh,

Appellants,

286 vs.

Investment & Securities Company, et al.

Appeal from the Supreme Court of the State of Washington.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed (1) for the want of a substantial Federal question, and (2) for the want of a properly presented Federal question.

Per Mr. Chief Justice Hughes.

M. M. Kelliher, Amy Kelliher, and Tena Marsh, Appellants,
286 vs.
Investment & Securities Company, et al.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Paul Cassel Chubb,
Appellant,
288 vs.
State of Washington.

Appeal from the Supreme Court of the State of Washington.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a properly presented Federal question.

Per Mr. Chief Justice Hughes.

Paul Cassel Chubb, Appellant,
288 vs.
State of Washington.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

— Original.

Ex Parte: John Brown, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Morris Horowitz, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: George Washington, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Lloyd Rubin, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Harlan O. Morgan, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied without prejudice to appropriate application to the proper District Court of the United States or Judge.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Harry Mitchell, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied without prejudice to appropriate application to the proper District Court of the United States or Judge.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Miller D. Grubbs, Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Miller D. Grubbs, Petitioner.

On consideration of the motion for leave to proceed in forma pauperis herein,

It isordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Everglades Drainage District, et al., Petitioners.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Wisconsin, et al., Complainants,
4, Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.

The State of Michigan, et al., Complainants,
5, Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.

The State of New York, et al., Complainants,
6, Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.

The semi-annual report of the defendant, Sanitary District of Chicago, dated July 1, 1934, is received and ordered to be filed.

Per Mr. Chief Justice Hughes.

Commonwealth of Kentucky, Complainant,
3, Original. vs.
State of Indiana, et al.

Report No. 9 of the defendant, State of Indiana, is received and ordered to be filed.

Per Mr. Chief Justice Hughes.

—

In Re Complaint of Edmond C. Fletcher against Raymond M. Hudson, a Member of the Bar of the Supreme Court of the United States.

The complaint is held by the Court for the purpose of affording opportunity to the complainant to present the subject of the complaint for the consideration of the District Court of the United States for the Eastern District of Virginia, and for the further consideration of this Court in the light of whatever action may be taken by the said District Court.

Per Mr, Chief Justice Hughes.

West Ohio Gas Company, Appellant,

212 vs.

The Public Utilities Commission of Ohio.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

West Ohio Gas Company, Appellant,

213 vs.

The Public Utilities Commission of Ohio.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The United States of America, et al., Appellants,

221 vs.

The Baltimore and Ohio Railroad, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Nathan A. Tirrell, Appellant,

271 vs.

Francis W. Johnston, Attorney General of the State of New Hampshire, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Atlantic Coast Line Railroad Company, Appellant,

344 vs.

State of Florida and E. S. Matthews, et al., etc.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

State of Florida and E. S. Matthews, et al., etc., Appellants,

345 vs.

The United States of America, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

F. R. Thatcher and Claudine Thatcher, et al., Appellants,

373 vs.

County of San Diego, a Municipal Corporation, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The United States of America, et al., Appellants,

379 vs.

Chicago, Milwaukee, St. Paul & Pacific Railroad, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Cape Fear Railways, Incorporated, Appellant,

387 vs.

The United States of America, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Noah Stewart, Appellant,

142 vs.

Robert Keyes, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Noah Stewart, Appellant,

142 vs.

Robert Keyes, et al.

On consideration of the motion to dismiss the appeal herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Detroit International Bridge Company, Appellant,

272 vs.

Corporation Tax Appeal Board of the State of Michigan.

On consideration of the motion for leave to file the statement as to jurisdiction in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Borden's Farm Products Company, Inc., Appellant,

296 vs.

Charles H. Baldwin, as Commissioner of Agriculture and Markets of the State of New York, et al., etc.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Borden's Farm Products Company, Inc., Appellant,

296 vs.

Charles H. Baldwin, as Commissioner of Agriculture and Markets of the State of New York, et al., etc.

On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, November 5, next.

Per Mr. Chief Justice Hughes.

Frances Wetzel, Appellant,

62 vs.

Ira J. Fulton, Superintendent of Banks of the State of Ohio, etc.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

The Nashville, Chattanooga & St. Louis Railway, Appellant,

183 vs.

Frank W. Webster, Commissioner of Highways, et al.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Fannie Abrams, George Pleayl, et al., etc., Appellants,

186 vs.

George S. Van Schaick, as Superintendent of Insurance of the State of New York, et al.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits and attention is called to the question of the nature and finality of the order sought to be reviewed in the light of Sec. 344 (a), U.S.Code, Title 28.

Per Mr. Chief Justice Hughes.

Rebecca Green, Petitioner,

171 vs.

Letus N. Crowell, Deputy Commissioner, et al.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rebecca Green, Petitioner,
171 vs.
Lotus N. Crowell, Deputy Commissioner, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Arthur McGeorge, Petitioner,
231 vs.
The Charles Nelson Company.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that thesaid motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Arthur McGeorge,
Petitioner,
231 vs.
The Charles Nelson Company.

On petition for writ of certiorari to the District Court of Appeal of the State of California, 1st Appellate District.

On consideration of the petition for a writ of certiorari herein to the District Court of Appeal of the State of California, 1st Appellate District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary Rasmussen, Petitioner,

237 vs.

Norman R. Hamilton, as Receiver of the Northeast Savings Bank, et al.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary Rasmussen,

Petitioner,

237 vs.

Norman R. Hamilton, as Receiver of the Northeast Savings Bank, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Otis Puckett, Petitioner,

243 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Otis Puckett,

Petitioner,

243 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Samuel Lesser, Petitioner,

263 vs.

People of the State of New York.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Samuel Lesser,

Petitioner,

263 vs.

People of the State of New York.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank Hunter, Petitioner,

284 vs.

Fred G. Zerbst, Warden of the United States Penitentiary at Leavenworth, Kansas.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank Hunter, Petitioner,

284 vs.

Fred G. Zerbst, Warden of the United States Penitentiary at Leavenworth, Kansas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James Andreas, Petitioner,

325 vs.

Robert E. Clark, United States Marshal for the Southern District of California.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James Andreas, Petitioner,

325 vs.

Robert E. Clark, United States Marshal for the Southern District of California.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

F. W. Fowler, Petitioner,

375 vs.

American Mail Line, Ltd., et al.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

F. W. Fowler,

Petitioner,

375 vs.

American Mail Line, Ltd., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert Wohlfeld, Petitioner,

384 vs.

The People of the State of New York.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert Wohlfeld, Petitioner,

384 vs.

The People of the State of New York.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Whitfield, Petitioner,

389 vs.

State of North Carolina.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Whitfield,
Petitioner,
389 vs.
State of North Carolina.

On petition for writ of certiorari to the Supreme Court of the State of North Carolina.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of North Carolina, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sarah Enelow, Petitioner,
47 vs.
New York Life Insurance Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
51 vs.
Union Pacific Railroad Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Indiana Farmer's Guide
Publishing Company, Petitioner,
60 vs. Order allowing certiorari.
The Prairie Farmer Publishing Company,
Wallace Publishing Company, The
Wisconsin Farmer Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

R. H. Davis, Trading as Davis
Motor Sales, Petitioner,
68 vs. Order allowing certiorari.
Aetna Acceptance Company.

The petition herein for a writ of certiorari to the Appellate Court of the State of Illinois, First District, is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Lizzie May McCullough, Executrix of the
Estate of Ida Reid, Deceased, Petitioner,
72 vs. Order allowing certiorari.
W. M. Smith, Administrator of the
Estate of Moses Reid, Deceased.

The petition herein for a writ of certiorari to the Supreme Court of the State of North Carolina is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

David G. Dimick, Petitioner,

78 vs. Order allowing certiorari.

Peter Schiedt.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Louise M. Hunt, a Feme Sole, Personally and as Guardian of the Estate of Jack Russell Hunt and Sarah Ann Hunt, Minors, Petitioner,

91 vs. Order allowing certiorari.

Western Casualty Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Catherine Llewellyn Van Wart, by Roy M. Van Wart, Natural Tutor, Petitioner,

95 vs. Order allowing certiorari.

Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Thomas W. White, Collector of
Internal Revenue, Petitioner,
100 vs. Order allowing certiorari.
Katharine W. Atkins.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Samuel B. Smith, Petitioner,
102 vs. Order allowing certiorari.
E. H. Snow and E. H. Snow, Doing
Business as Snow's Hatcheries and
Snow's Incubator Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Herbert H. Waxham, Doing Business as
Waxham Hatcheries, Petitioner,
208 vs. Order allowing certiorari.
Samuel B. Smith and The Buckeye
Incubator Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Hammond Clock Company, Petitioner,

115 vs. Order allowing certiorari.

Henry T. Schiff.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,

120 vs. Order allowing certiorari.

Guaranty Trust Company of New York.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John P. McLaughlin, Collector of
Internal Revenue for the First
District of California, Petitioner,

125 vs. Order allowing certiorari.

Pacific Lumber Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Evelyn F. Gregory, Petitioner,

127 vs. Order allowing certiorari.

Guy T. Helvering, Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Keystone Driller Company, Petitioner,

131 vs. Order allowing certiorari.

Northwest Engineering Corporation.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Keystone Driller Company, Petitioner,

132 vs. Order allowing certiorari.

Harnischfeger Corporation.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Keystone Driller Company, Petitioner,

133 vs. Order allowing certiorari.

Bucyrus-Erie Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Harry Schnell and Samuel Schnell, Co-partners
Doing Business as H. Schnell & Co., Petitioners,

134 vs. Order allowing certiorari.

The Steamship "Vallescura", Her
Engines, etc., et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Panama Refining Company, et al., Petitioners,

135 vs. Order allowing certiorari.

A. D. Ryan, S. D. Bennett and
J. Howard Marshall.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Amazon Petroleum Corporation, et al., Petitioners,

260 vs. Order allowing certiorari.

Archie D. Ryan, S. D. Bennett and

Phil E. Baer.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Marine National Exchange Bank of

Milwaukee and West Side Bank, Petitioners,

148 vs. Order allowing certiorari.

Kalt-Zimmers Manufacturing Company and

M. H. Grossman, Trustee in Bankruptcy.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Mutual Life Insurance Company of

New York, Petitioner,

154 vs. Order allowing certiorari.

E. E. Johnson, Administrator of

Benjamin F. Cooksey, Deceased.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,

161 vs. Order allowing certiorari.

Irah D. Spaulding.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

170 vs. Order allowing certiorari.

Twin Bell Oil Syndicate.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

William E. Herring, Petitioner,

176 vs. Order allowing certiorari.

Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Eula Day Herring, Petitioner,

177 vs. Order allowing certiorari.

Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Baltimore & Carolina Line, Inc., Petitioner,

178 vs. Order allowing certiorari.

Donald Redman.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Wilber National Bank of Oneonta, New York,
as Administrator of the Estate of James
Patrick Maher, Deceased, Petitioner,

210 vs. Order allowing certiorari.

The United States of America.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Shanferoke Coal & Supply
Corporation of Delaware, Petitioner,
211 vs. Order allowing certiorari.
Westchester Service Corporation.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Ernest R. Forrest, Petitioner,
214 vs. Order allowing certiorari.
Arch R. Jack, as Receiver of the
Nephi National Bank of Nephi, Utah.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Abraham Posner, Petitioner,
219 vs. Order allowing certiorari.
Gustave Anderson, Individually and as
Administrator of the Estate of Mary
Moran Anderson, etc.

The petition for a writ of certiorari to the Supreme Court of the State of New York, Appellate Division, Second Department, is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Central Vermont Transportation
Company, Petitioner,
247 vs. Order allowing certiorari.
Harry M. Durning, Collector of
Customs at the Port of New York.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit, is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Livingston H. McCrea, Petitioner,
249 vs. Order allowing certiorari.
The United States of America, as Owner
of the S.S. "American Shipper", etc.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

S. A. Taylor, Petitioner,
261 vs. Order allowing certiorari.
Henry Sternberg, Trustee in Bankruptcy
for Parks Dry Goods Company, Bankrupt.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John R. Duty, Petitioner,

262 vs. Order allowing certiorari.

Henry Sternberg, Trustee in Bankruptcy for Parks Dry Goods Company, Bankrupt.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

268 vs. Order allowing certiorari.

E. Morgan Grinnell, as Executor of the Estate of Annie Stone.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

289 vs. Order allowing certiorari.

Walter W. Taylor.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Minnie Lerner, Petitioner,

292 vs. Order allowing certiorari.

First Wisconsin National Bank of Milwaukee, Wisconsin, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

David H. Jennings, Receiver of the National Bank of America and National Bank of America, Petitioners,

338 vs. Order allowing certiorari.

United States Fidelity and Guaranty Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Chesley W. Jurney, Petitioner,

339 vs. Order allowing certiorari.

William P. McCracken, Jr.

The petition for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

E. Forrest Mitchell, Insurance Commissioner
of the State of California, Petitioner,
54 vs. Order allowing certiorari.
Bertha E. Maurer, and International
Re-insurance Corporation.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted, limited to the question of the validity of the appointment of ancillary receivers upon the petition of the primary receivers, and attention is directed to McCandless v. Furlaud, No. 11 on the present docket.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Old Mission Portland Cement
Company, Petitioner,
107 vs. Order allowing certiorari.
Guy T. Helvering, Commissioner of
Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted, limited to the question of the right of the taxpayer to deductions (a) on account of amortization of bond discount, and (b) on account of contributions to the San Francisco Community Chest.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

David Graves George, Petitioner,

128 vs. Order allowing certiorari.

Victor Talking Machine Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted, limited to the question of the jurisdiction of the Circuit Court of Appeals.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Clifton Manufacturing Company, Petitioner,

146 vs. Order allowing certiorari.

The United States of America.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted, and the case is assigned for argument immediately following Nos. 35 to 39, inclusive.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Irving Trust Company as Trustee in Bankruptcy of

Sarnoff-Irving Hat Stores, Inc., Bankrupt, Petitioner,

173 vs. Order allowing certiorari.

Ingersoll Bowditch, Stephen W. Sleeper and Francis H. Appleton, Jr., Trustees of the Real Estate Associates.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is assigned for argument immediately following No. 22, on Monday, November 5th next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John C. Schumacher, Sheriff of Butler
County, Ohio, Petitioner,
215 vs. Order allowing certiorari.
Ralph K. Beeler, Trustee in Bankruptcy
of the Long & Allstatter Company, Bankrupt.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted, limited to the question of the jurisdiction of the District Court under Sec. 23 (b) of the Bankruptcy Act.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, ex rel. Chicago Great
Western Railroad Company, et al., Petitioners,
234 vs. Order allowing certiorari.
Interstate Commerce Commission, Atchison,
Topeka and Santa Fe Railway Company, et al.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia, is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Mr. Justice Brandeis took no part in the consideration or decision of this application.

Norman C. Norman, Petitioner,

270 vs. Order allowing certiorari.

The Baltimore and Ohio Railroad Company.

The petition herein for a writ of certiorari to the Supreme Court of the State of New York is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Norman C. Norman, Petitioner,

270 vs.

The Baltimore and Ohio Railroad Company.

On consideration of the motion to advance this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Old Company's Lehigh, Inc., Petitioner,

340 vs. Per Mr. Chief Justice Hughes.

Henry E. Meeker, as Receiver for the First National Bank in Mamaroneck, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is assigned for argument immediately following No. 338.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Charles Gass, Petitioner,

303 vs.

Louis S. Wetmore and Benjamin R. Kittredge, Co-partners Trading Under the Name of L. S. Wetmore Co., et al.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this application.

Royal Insurance Company, Ltd., and Franklin Fire Insurance Company of Philadelphia, Petitioners,

315 vs.

J. M. Eastham.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Roberts took no part in the consideration or decision of this application.

Daniel Bekins, Bertha Bekins, His Wife,
Bekins Moving, Storage & Household
Shipping Company, Petitioners,
31 vs.
The Pacific Savings & Loan Association.

On petition for writ of certiorari to the Supreme Court of the State of Oregon.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Oregon, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chesapeake and Ohio Railway
Company, Petitioner,
33 vs.
Phleta Estell Mears, Administratrix
of the Estate of E. J. Mears, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Continental National Bank, Commercial
National Trust & Savings Bank, etc.,
et al., Petitioners,
34 vs.
National City Bank of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

McLaughlin & Freeman,
Petitioner,
vs.
The United States.

On petition for writ of certiorari to the U. S. Court of Customs and Patent Appeals.

On consideration of the petition for a writ of certiorari herein to the U. S. Court of Customs and Patent Appeals, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Missouri Pacific Railroad Company,
Petitioner,
vs.
James D. Creighton.

On petition for writ of certiorari to the Kansas City Court of Appeals, State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Kansas City Court of Appeals, State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Wingert, Petitioner,
vs.
E. J. Smead, et al., Trustees in Bankruptcy of the Hagerstown Silk Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Wingert, Petitioner,

44 vs.

E. J. Smead, et al., Trustees in Bankruptcy of the Hagerstown Silk Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carl A. Jones, Petitioner,

45 vs.

John G. Foster.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Textile Woolen Company, Petitioner,

46 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wilbur W. Masters and A. W. Williams, Petitioners,
48 vs.
Duval County, Florida, et al.

On petition for writ of certiorari to the Supreme Court of the State of Florida.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Florida, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

International Railway Company, Petitioner,
49 vs.
Isabelle Burdick and The Industrial Board of the State of N. Y.

On petition for writ of certiorari to the Supreme Court of the State of New York, Appellate Division.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, Appellate Division, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby denied.

Per Mr. Chief Justice Hughes.

Union Pacific Railroad Company, Petitioner,
50 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mayor and City Council of Baltimore, Petitioner,
52 vs.
Anne R. Gibbs.

On petition for writ of certiorari to the Court of Appeals of the State of Maryland.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of Maryland, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles U. Becker, Charles U. Becker, as Secretary of State of The State of Missouri, Larry Brunk, et al., Petitioners,
53 vs.
Montgomery Ward & Co., Incorporated.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Farley Hopkins, Petitioner,
56 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wabash Railway Company, Petitioner,
57 vs.
Juanita Hiatt, Administratrix of the Estate of James Hiatt, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Katharine Fisher Dixon,
Petitioner,
58 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chicago and Northwestern Railway Company, Petitioner,
59 vs.
Wilcox Company, Atwood-Davis Sand Company and Ecco Materials Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. Martha H. Trimble, Petitioner,
61 vs.
New York Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Irving E. Burdick, William H. Dunn and A. H. Dougherty, Petitioners,
62 vs.
Campbell C. Cochran, Jr.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

May Kimball Smith, Petitioner,
64 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Walter M. Austin and Westinghouse Electric & Manufacturing Co., Petitioners,
65 vs.
Conway P. Coe, Commissioner of Patents.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Atlantic Greyhound Lines, Inc. of West Virginia, Petitioner,
66 vs.
Lucy Metz.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wichita State Bank & Trust Company,
67 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cuyuna Mining and Investment Company, Assignee of James E. Gibbon, Receiver for the Northern Minnesota Ore Company, Petitioner,
71 vs.
Harold L. Ickes, Secretary of the Interior.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

L. M. Dakin, as Receiver of Central National Bank & Trust Company of St. Petersburg, Florida, Petitioner,
73 vs.
Federal Reserve Bank of Boston, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Cout that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Spencer Kellogg & Sons, Inc. and British Empire Grain Company, Ltd., Petitioners,
74 vs.
The Buckeye Steamship Company, Owner of the Steamer "Briton."

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Francis E. Snypp,
Petitioner,
75 vs.
State of Ohio.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary Virginia Dunklee,
Petitioner,
76 vs.
The Cunard Steam Ship Company, Ltd.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Nusbaum, Trustee in Bankruptcy of Joseph Cohen, Bankrupt,
Petitioner,
79 vs.
New Liberty Loan and Savings Association.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Central Iron & Steel Company,

Petitioner,

vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cleveland Automobile Company,

Petitioner,

169 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. H. Bradford & Company, Inc.,

Petitioner,

257 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,

81 vs.

A. Vinton Clarke, Executor, Estate of Mary Jane Clarke.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,

242 vs.

Union Trust Company of Rochester, as Executor of the Will of Charles Larrowe, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomas E. Donnelley, Thorne Donnelley and Eleanor Donnelley Erdman, co-executors of Reuben H. Donnelley, Deceased, Petitioners,

82 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Great Lakes Transit Corporation, Petitioner, vs. Norris Grain Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

83

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Central Railroad Company of New Jersey, Petitioner, vs. Daisy Gasser. — On petition for writ of Certiorari to the Superior Court of the State of Pennsylvania.

84

On consideration of the petition for a writ of certiorari herein to the Superior Court of the State of Pennsylvania, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Max Schwartz, as Trustee in Bankruptcy of Arthur C. Holzman, Bankrupt, Petitioner, vs. Tessie Holzman. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

85

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Farmers' Loan & Trust Company, as Trustee, etc., et al., Petitioners, vs. Frank Collis Bowers, as Executor, etc.

86

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is nor here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Farmers' Loan & Trust Company, as Trustee, etc., et al., Petitioners, vs. Frank Collis Bowers, as Executor, etc.

87

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States, Petitioner, vs. William E. Jones, Frank W. Hallowell, et al.

89

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Reisenzebers, Inc., Petitioner,

90 vs. On petition for writ of certiorari

Irving Trust Company, as Trustee in Bankruptcy of United Cigar Stores Company, Bankrupt. to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mercantile-Commerce Bank & Trust Company of St. Louis, Missouri, as Trustee, etc., Petitioner,

92 vs. On petition for writ of certiorari

Drainage District No. 2 of Crittenden County, Arkansas, et al. to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dolores Costello Barrymore, John Barrymore, Henry Hotchener, et al., Petitioners,

93 vs. On petition for writ of certiorari

A. N. Kemp, Receiver for Guaranty Building and Loan Association of Los Angeles, et al. to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dolores Costello Barrymore, John Barrymore,
Henry Hotchener, et al., Petitioners,
94 vs.
Fred J. Weiler, Guaranty Building and
Loan Association of Los Angeles, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomas A. Morrissey,
Petitioner,
96 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Wingert, Lewis P. Wingert
and Miller Wingert, etc., Petitioners,
97 vs.
E. J. Smead, John B. Kieffer and
Albert E. Baker, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Axel Anderson, Anna Anderson and
Sunnyside Valley Irrigation
District, Petitioners,
98 vs.
J. S. Moore, Maurice Scroggs, James Cheyne, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William J. Graham, Dora A. Graham, His Wife
and Sunnyside Valley Irrigation
District, Petitioners,
99 vs.
J. S. Moore, Maurice Scroggs, James Cheyne, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Shanferoke Coal & Supply Corporation
of Delaware, Petitioner,
101 vs.
Westchester Service Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Levy-Ward Grocer Company, Petitioner,

104 vs.

Arthur H. Lamborn, Henry B. Hutchings, H. Nelson Keene, et al., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Raymond Sargeant,

Petitioner,

105 vs.

Ben Grimes.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jerome B. McCutchan,

Petitioner,

106 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Central Railroad Company of New Jersey, Petitioner,
108 vs.
The State Tax Commission, J. H. Thayer Martin, State Tax Commissioner, et al.

On petition for writ of certiorari to the Court of Errors and Appeals of the State of New Jersey.

On consideration of the petition for a writ of certiorari herein to the Court of Errors and Appeals of the State of New Jersey, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pacific Western Oil Company, Petitioner,
109 vs.
Wm. C. McDuffie, as Receiver of Richfield Oil Company of California, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis Bandes, Petitioner,
111 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Nelson E. Johnson, Receiver of Atlantic,
Pacific & Gulf Oil Company and the
Pennsylvania Petroleum Company,
Petitioners,
112 vs.
Merchants and Manufacturers
Securities Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marcia Webb Dort, Administratrix De Bonis
Non With Will Annexed of the Estate of
J. Dallas Dort, Petitioner,
113 vs.
Guy T. Helvering, Commissioner of
Internal Revenue.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marcia Webb Dort, Administratrix De Bonis
Non With Will Annexed of the Estate
of J. Dallas Dort, Petitioner,
114 vs.
Guy T. Helvering, Commissioner of
Internal Revenue.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Henry M. Wallace, et al.,
Petitioners,
116 vs.
O. R. Seagraves.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Maryland Casualty Company,
Petitioner,
117 vs.
Cook-O'Brien Construction Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Aldrew Oil and Gas Company,
Petitioner,
118 vs.
Acel C. Alexander, Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bergen Oiland Gas Company,

Petitioner,

119 vs.

Acel C. Alexander, Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anna True Perron, Petitioner,

121 vs.

Aetna Life Insurance Company of Hartford, Connecticut.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Nicola Ultimo, Petitioner,

122 vs.

C. A. Palmer, District Director of Immigration, Chicago District, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
123 vs.
Pearl B. Brown, Executrix of the Estate of Frank B. Brown, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
124 vs.
Harry A. Brown.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Hyman, Petitioner,
250 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
293 vs.
Henry B. Babson.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
294 vs.
Gustavus Babson.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
295 vs.
Fred K. Babson.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Abraham Straus and Irving Eliasberg,
Co-partners Doing Business Under the
Firm Name and Style of Straus
and Eliasberg, Petitioners,
126 vs.
Henry M. Fiest, as Trustee in Bankruptcy
of William Druckerman, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Effie Lora Grammer, Administratrix
of the Estate of W. J. Grammer,
Deceased, Petitioner,
129 vs.
Mid-Continent Petroleum Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States on Relation of Shoshone
Irrigation District, Petitioner,
130 vs.
Harold L. Ickes, Secretary of the
Interior.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Keystone Driller Company, Petitioner,
269 vs.
The Byers Machine Company and
Byers Machine Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John H. Layne, Petitioner,
126 vs.
The Tribune Company.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Colorado Tax Commission,
Petitioner,
137 vs.
Colorado Central Power Company.

On petition for writ of certiorari to the Supreme Court of the State of Colorado.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Colorado, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Colorado Tax Commission, Petitioner, vs. Colorado Central Power Company. — On petition for writ of certiorari to the Supreme Court of the State of Colorado.

139

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Colorado, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Colorado Tax Commission, Petitioner, vs. Colorado Central Power Company. — On petition for writ of certiorari to the Supreme Court of the State of Colorado.

139

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Colorado, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lorenzo Allen, Petitioner, vs. Thomas Johnson, et al. — On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

140

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

F. H. Hollow, Abrams A. Martens,
George A. Martens, et al.,
Petitioners,
141 vs.
Shell Petroleum Corporation and
John Mabee.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry Woodhouse,
Petitioner,
143 vs.
Moncure, Davis & Budwesky, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

I. F. Laucks, Inc.,
Petitioner,
144 vs.
Chas. H. Lilly Co. and Wilmot H. Lilly.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

I. F. Laucks, Inc., Petitioner,
145 vs.
Chas. H. Lilly Co. and Wilmot H. Lilly.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, ex rel. Benjamin F. Karpay, on Behalf of Domenico Roberto, Petitioner,
147 vs.
Byron H. Uhl, Acting Commissioner of Immigration of the Port of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry Fritzinger, et al., Petitioner,
149 vs.
The People of the State of Illinois.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry Fritzinger, et al., Petitioners,
150 vs.
The People of the State of Illinois.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Earl Shelton, Petitioner,
151 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
152 vs.
Pryor and Lockhart Development Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

I. F. Laucks, Inc.,
Petitioner,
145 vs.
Chas. H. Lilly Co. and Wilmot H. Lilly.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, ex rel.
Benjamin F. Karpay, on Behalf of
Domenico Roberto, Petitioner,
147 vs.
Byron H. Uhl, Acting Commissioner of
Immigration of the Port of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry Fritzinger, et al.,
Petitioner,
149 vs.
The People of the State of Illinois.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry Fritzinger, et al., Petitioners, vs. The People of the State of Illinois. — On petition for writ of certiorari to the Supreme Court of the State of Illinois.

180

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Earl Shelton, Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

181

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Pryor and Lockhart Development Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

182

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James P. Christie, Petitioner,
153 vs.
The City of Cleveland Heights.

On petition for writ of certiorari to the Supreme Court of the State of Ohio.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Illinois Central Railroad Company, Petitioner,
155 vs.
Aaron L. Hardin.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pennsylvania Slovak Roman and Greek Catholic Union, Petitioner,
156 vs.
American Surety Company of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sidney F. Strongin, as Trustee in Bankruptcy of Walter Van Bokkelen, Petitioner,
187 vs.
International Acceptance Bank, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chesapeake & Delaware Steamboat Company, as Owner of the Motor Vessel "Lillian Ann", Petitioner,
189 vs.
Tug "Pennsylvania", Donaldson Towing & Lightering Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Simon Boomsterboer, Petitioner,
190 vs.
People of the State of Illinois, ex rel. Joseph B. McDonough, County Treasurer and Ex-Officio County Collector of Cook County.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. W. Pugh Company, Inc.,
Petitioner,
164 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Courtthat the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The City of Milwaukee,
Petitioner,
165 vs.
Activated Sludge, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the ame is hereby, denied.

Per Mr. Chief Justice Hughes.

John W. Nord, Petitioner,
167 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank A. Lowery, Petitioner,
163 vs.
The Connecticut Fire Insurance Company of Hartford, Connecticut.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Coe Manufacturing Company,
Petitioner,
172 vs.
The People of the State of New York.

On petition for writ of certiorari to the Court of Errors and Appeals of the State of New Jersey.

On consideration of the petition for a writ of certiorari herein to the Court of Errors and Appeals of the State of New Jersey, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Luckenbach Steamship Co., Inc., et al., Petitioners,
174 vs.
G. Plantou Middleton, as Administrator of the Estates of Gerald Wilson, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

National Box Company, Petitioner,
175 vs.
Robert W. McKinley, as Trustee of the Superior Metal Bed Company, Bankrupt.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Donald Redman, Petitioner,
232 vs.
Baltimore & Carolina Line, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sam Howard, Trustee in Bankruptcy of Lake County Fuel & Supply Company, Petitioner,
179 vs.
The Chicago Gravel Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Surety Company of New York,
Walter S. Franklin and Frank C.
Nicodemus, Jr., as Receivers,
etc., Petitioners,
180 vs.
Thomas P. Conroy.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pratt Food Company,
Petitioner,
181 vs.
Geo. H. Lee Co.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Aetna Life Insurance Company,
Petitioner,
182 vs.
Mary H. Braukman.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writof certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New England Mutual Life Insurance Company, Petitioner, vs. Mary H. Braukman. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

184

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Watson Washburn and Central Hanover Bank and Trust Company, Executors of the Estate of Malcolm D. Whitman, Petitioners, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

185

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carl I. Dingfelder and Benjamin Balish, Co-partners, Doing Business Under the Firm Name of Dingfelder & Balish, Petitioners, vs. Steamship "Brenta II", Her Engines, etc., et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

187

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ramon J. Boera and Alvaro Boera,
Co-partners, Doing Business Under
the Firm Name of Boera Brothers,
Petitioners,
188 vs.
Steamship "Brenta II", Her Engines, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cornell Steamboat Company, as Owner
of the Steamtug "Wilson P. Foss",
Petitioner,
189 vs.
Uladilla School, as Owner of the
Barge "W. C. Block", and as Bailee, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writof certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carrie Lutcher Brown,
Petitioner,
190 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bessie D. Darby, Petitioner,
191 vs.
The Montgomery County National Bank, Rockville, Maryland.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

International Finance Corporation,
Petitioner,
218 vs.
General Motors Acceptance Corporation.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alphonse K. Roy, Petitioner,
192 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles J. Derbes, Petitioner,
193 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Inez M. Roy, Petitioner,
194 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alphonse K. Roy and Charles J. Derbes, Executors of the Estate of Andrew Stafford, Deceased, Petitioners,
195 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carmen Derbes, Petitioner,
196 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Stafford, Derbes & Roy, Inc.,
Petitioner,
197 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Stafford, Derbes & Roy, Inc.,
Petitioner,
198 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Stafford, Derbes & Roy, Inc.,

Petitioner,

199 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Stafford, Derbes & Roy, Inc.,

Petitioner,

200 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Stafford, Derbes & Roy, Inc.,

Petitioner,

201 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Upstream Realty Co., Inc.,
Petitioner,
292 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Texas and New Orleans Railroad Company, et al., Petitioners,
293 vs.
Katie M. Webster, et al.

On petition for writ of certiorari to the Supreme Court of the State of Texas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Texas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Texas and Pacific Railway Company,
Petitioner,
320 vs.
T. A. Dawson.

On petition for writ of certiorari to the Supreme Court of the State of Texas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Texas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Horace Van Deventer, Petitioner,
204 vs.
State of Tennessee, ex rel.
Roy C. Wallace, Comptroller, etc.

On petition for writ of certiorari to the Supreme Court of the State of Tennessee.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Tennessee, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carrollton Excelsior & Fuel Co.,
Ltd., Petitioner,
205 vs.
New Orleans & Northeastern Railroad
Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. Don Alexander, Petitioner,
206 vs.
William Theleman, Trustee of the
Estate of Alexander Industries,
Inc., Bankrupt.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Baltimore & Ohio Railroad Company,

Petitioner,

207 vs.

Margaret DeWald, Claiming as Widow of George M. DeWald, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles Harris, Alias Charles Blum, Alias Charles Bernstein, etc.,

Petitioner,

209 vs.

The United States of America.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby denied.

Per Mr. Chief Justice Hughes.

Maryland Casualty Company,

Petitioner,

216 vs.

American Trust Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank Parsons, Petitioner,
217 vs.
Provident Mutual Life Insurance
Company of Philadelphia.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary S. Witherbee, and Spotswood D. Bowers, as Sole Surviving Executors and as Trustees Under the Will of Lispenard Stewart, Deceased, et al.,
Petitioners,
220 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clinch-Mitchell Construction Company,
Petitioner,
221 vs.
W. E. McCullough and C. A. Cheney,
Doing Business as McCullough & Cheney.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carl A. Hillmert, Debtor and Frank M. McKey, Receiver, etc., Petitioners,
223 vs.
George W. Busch, as Receiver of the Superior Court of Cook County, Illinois, in Case No. 57:881, et al., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert W. McKinlay, Trustee in Bankruptcy of L. Balkin Company, Petitioner,
224 vs.
Philadelphia National Bank, Assignee, etc., et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Roberts took no part in the consideration or decision of this application.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
225 vs.
B. B. Jones.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
226 vs.
Elliott L. Jones.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
227 vs.
Robert L. Jones.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
228 vs.
Bernard B. Jones, Elliott L. Jones and Robert L. Jones, Executors of the Estate of Montfort Jones, Deceased.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Minneapolis, St. Paul and Sault Ste. Marie Railway Company and Arthur Schwenke, Petitioners, vs. Walter Newberry. — On petition for writ of certiorari to the Supreme Court of the State of Wisconsin.

229

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Wisconsin, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Commercial Trust Company of New York, Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

230

On consideration of the petition for a writ ofcertiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Walter L. Eckhardt, et al., Trustees, etc., Petitioners, vs. J. Rodney Ball, et al., Trustees, etc. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

235

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Burt C. Hardenbrook, Frank M. Gordon, Bentley G. McCloud, et al., etc., Petitioners, vs. Fred E. Landquist and Agnes Landquist. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

236

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gertrude Vanderbilt Whitney, et al., as Executor of the Estate of Harry Payne Whitney, Deceased, Petitioners, vs. The United States. — On petition for writ of certiorari to the Court of Claims.

238

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. A. Faris, Petitioner, vs. Guy T. Helvering, Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

239

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William F. Kelly,
Petitioner,
240 vs.
The National City Bank of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Missouri, at the Relation and to the Use of Abeille Fire Insurance Company of Paris, et al., Petitioners,
241 vs.
Nike G. Sevier, Judge of the Circuit Court of Cole County, State of Missouri.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Justice Van Devanter.

The Chief Justice and Mr. Justice Roberts took no part in the consideration or decision of this application.

Locke Insulator Corporation,
Petitioner,
244 vs.
Florence Jacque, as Administratrix of the Estate of Joseph A. Jacque, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert L. Stevenson,

Petitioner,

245 vs.

Jefferson Standard Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George E. Warren Corporation,

Petitioner,

246 vs.

The United States.

On petition for writ of certiorari to the U. S. Court of Customs and Patent Appeals.

On consideration of the petition for a writ of certiorari herein to the U. S. Court of Customs and Patent Appeals, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William J. Fullilove, et ux,

Petitioners,

248 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Consumers Power Company,

Petitioner,

251 vs.

The City of Allegan, Joseph F. Mosier, F. J. Feather, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Arkansas Utilities Company,

Petitioner,

252 vs.

City of Paragould, W. C. Middleton, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bruce McIntosh, Trustee of the Estate of Hugh B. Hutchinson, Deceased,

Petitioner,

253 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. B. Gilliam and C. E. Ellis,
Receivers of the Quantico Company,
Petitioners,
321 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Paramount Publix Corporation,
Petitioner,
254 vs.
American Tri-Ergon Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Brandeis took no part in the consideration or decision of this application.

Altoona Publix Theatres, Inc.,
Petitioner,
255 vs.
American Tri-Ergon Corporation and Tri-Ergon Holding, A. G.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Brandeis took no part in the consideration or decision of this application.

Wilmer & Vincent Corporation and Locust Street Real Estate Co., Petitioners,
256 vs.
American Tri-Ergon Corporation and Tri-Ergon Holding, A. G.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Brandeis took no part in the consideration or decision of this application.

Process Engineers, Inc., Petitioner,
258 vs.
Container Corporation of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The First National Bank of Amarillo, Petitioner,
259 vs.
Continental Casualty Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank A. Vanderlip,

Petitioner,

265 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Steamtug "Perth Amboy No. 3",
Fred B. Dalzell, Petitioners,

266 vs.

W. Drew Dittmar, as Owner of the Barge "Charles A. Owen", et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Steamtug "Perth Amboy No. 3",
Fred B. Dalzell, Petitioners,

267 vs.

Hudson Barge Corporation, Owner of the Barge "Mamie & Frank", et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John H. Ott, Jr., Trustee in Bankruptcy
of the Estate of Long Beach Company
of Florida, as Such Trustee,
Petitioner,
273 vs.
Long Beach Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Aluminum Company of America,
Petitioner,
274 vs.
Bausch Machine Tool Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Justice Van Devanter.

The Chief Justice took no part in the consideration or decision of this application.

Mary V. Vaughan,
Petitioner,
275 vs.
Atlantic Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Albert M. Morrison, et al., Petitioners, vs. The United States of America. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

276

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Honduran Motor Boat "Yulu", Nini Bush, Master and Claimant, et al., Petitioners, vs. The United States of America. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

277

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marshall & Ilsley Bank, as Trustee, etc., Petitioner, vs. Irving Trust Company, as Trustee in Bankruptcy of F. & W. Grand 5-10-15 Cent Stores, Inc. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

278

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Payne Glove Company,
Petitioner,
279 vs.
Boss Manufacturing Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Silver Brown Company,
Petitioner,
280 vs.
Francis B. Sheridan and William A. Jacobson.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chicago Title and Trust Company,
Trustee, et al., etc., Petitioners,
281 vs.
Maud W. Welton and Rebecca S. Chandler.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States of America, ex rel.
Lazo Koleff, Petitioner,
282 vs.
E. P. Reynolds, Inspector in Charge,
U. S. Immigration Service.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States of America, ex rel.
Boris Lazo Koleff, Petitioner,
283 vs.
E. P. Reynolds, Inspector in Charge,
U. S. Immigration Service.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Myra Page Wiren,
Petitioner,
285 vs.
Shubert Theatre Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James A. Singmaster, Petitioner, vs. The New Jersey Zinc Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

No. 287

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Connecticut General Life Insurance Company, Petitioner, vs. Robert Hazard Maher. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

No. 290

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. B. Hogue, Angeline E. Hogue and Charles F. Engle, et al., Petitioners, vs. Stricker Land & Timber Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

No. 291

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Etta Rittersbacher, Fern S. Buffum, Columbia Outfitting Co. of Los Angeles, et al., Petitioners,
297 vs.
The Board of Supervisors of Los Angeles County, et al.

On petition for writ of certiorari to the Supreme Court of the State of California.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The American Title & Trust Company, Petitioner,
298 vs.
Gulf Refining Company and Corbin Land Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. L. Cord, Petitioner,
299 vs.
Maynard McFie, as Receiver of Auburn-Fuller Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frederick Barber Campbell,

Petitioner,

300 vs.

The Chase National Bank of the City of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frederick B. Campbell, Petitioner,

301 vs.

George Z. Medalie, as District Attorney of the United States for the Southern District of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Stacy Hensley, Petitioner,

302 vs.

Chicago, St. Paul, Minneapolis & Omaha Railway Company.

On petition for writ of certiorari to the Supreme Court of the State of Nebraska.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Nebraska, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Angelo Annunziato,
Petitioner,
304 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Otis Elevator Company,
Petitioner,
305 vs.
Pacific Finance Corporation and
Llewellyn Iron Works.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis Kulesza, Ignatz Spiradek,
Frank Raynay, et al., Petitioners,
306 vs.
H. A. Blair and T. H. Rawson,
Receivers of the Chicago Railways
Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fidelity Mutual Life Insurance Company of Philadelphia, Penna., Petitioner, vs. Merchants & Mechanics Bank of Macon, Georgia, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

207

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Texas Steel Company, Petitioner, vs. Missouri-Kansas-Texas Railroad Company, et al. — On petition for writ of certiorari to the Court of Civil Appeals of the State of Texas, 2nd Supreme Judicial District.

208

On consideration of the petition for a writ of certiorari herein to the Court of Civil Appeals of the State of Texas, 2nd Supreme Judicial District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Anton E. Walbridge. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

209

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
310 vs.
Joseph A. Archbald.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Philip Elting, Collector of Customs, Port of New York, Petitioner,
311 vs.
Lancashire Shipping Company, Ltd.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. A. Laboratories, Inc., Petitioner,
312 vs.
Trico Products Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Artcraft Silk Hosiery Mills, Inc., Petitioner, vs. Cotton Silk Hosiery Company, et al.

313 On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Levering & Garrigues Company, Weldon Iron Construction Company, et al., Petitioners, vs. Paul J. Morrin, William J. McGinn, Charles Massey, et al.

314 On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Coastwise Transportation Corporation, Petitioner, vs. Commissioner of Internal Revenue.

316 On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph R. Kelly,

Petitioner,

317 vs.

New York, Chicago & St. Louis Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Art Metal Works, Inc.,

Petitioner,

318 vs.

Abraham & Straus, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States on Relation of the State of New Mexico, Petitioner,

322 vs.

Harold L. Ickes, as Secretary of the Interior.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. C. Powers and T. B. Vance,
Petitioners,
223 vs.
David B. Johnson, Trustee in Bankruptcy, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. C. Powers and T. B. Vance,
Petitioners,
224 vs.
David B. Johnson, Trustee in Bankruptcy, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jeannette G. H. Murphy and Abram Sebring, as Executors of the Estate of Charles F. Murphy, Deceased,
Petitioners,
316 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Metropolitan Life Insurance Company, Petitioner, vs. Elizabeth Trapp. 327

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Boston and Maine Railroad, Petitioner, vs. Catherine T. Hanley, Adm'x. 329

On petition for writ of certiorari to the Superior Court in and for the County of Middlesex, State of Massachusetts.

On consideration of the petition for a writ of certiorari herein to the Superior Court in and for the County of Middlesex, State of Massachusetts, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Boston and Maine Railroad, Petitioner, vs. Annie M. Murphy, Admx. 330

On petition for writ of certiorari to the Superior Court in and for the County of Middlesex, State of Massachusetts.

On consideration of the petition for a writ of certiorari herein to the Superior Court in and for the County of Middlesex, State of Massachusetts, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hermon Herzog, Petitioner,

332 vs.

Abraham Stern and William M. Kurtz, as the Personal Representatives and Executors of, etc., of David Stern, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hobart M. Darden,

Petitioner,

334 vs.

The Nashville, Chattanooga and St. Louis Railway.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Ohio, et al., Appellants,

368 O.T. 1933. vs.

United States of America, et al.

A rehearing is granted to the appellant Empire Sheet & Tinplate Company as respects only so much of the decree of the court below and the order of the Interstate Commerce Commission in its docket No. 7036, Empire Steel Corporation v. Baltimore and Ohio Railroad Company et al., as affects the reduction in the rate by the Ohio Public Utilities Commission between the Cambridge district and Mansfield, Ohio, from $1.76 to $1.51, and the restoration thereof by the Interstate Commerce Commission to $1.76. The case is assigned for re-argument on Monday, November 5, next.

Per Mr. Chief Justice Hughes.

Radio Corporation of America, American Telephone and Telegraph Company and DeForest Radio Company, Petitioners,

619 O.T. 1933 vs.

Radio Engineering Laboratories, Inc.

On due consideration, it is ordered that the opinion filed May 21, 1934 be amended by striking from the last two lines on page eight the following words: "which means that the frequency could be varied at will," and substituting therefor the following: "which means, or was understood, we are told, by DeForest to mean, that by other simple adjustments the frequency of the oscillations could be varied at will."

The petition for rehearing is denied.

Per Mr. Justice Van Devanter.

Eastman Kodak Company, et al., Petitioners,

709 O.T. 1933 vs.

Charles B. Gray.

A petition for rehearing having been filed in this cause,

On Consideration Thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Illinois Commerce Commission, et al., Appellants,

787 O.T. 1933 vs.

The United States of America, et al.

A petition for rehearing having been filed in this cause,

On Consideration Thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Minnie E. Simpson, et al., Petitioners,

995 O.T. 1933. vs.

David L. Stern, Abner Drury Company, etc., et al.

A petition for rehearing having been filed in this cause,

On Consideration Whereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Julius Glaser, et al., Petitioners,

1016 O.T. 1933. vs.

Commissioner of Internal Revenue.

A petition for rehearing having been filed in this cause,

On Consideration Whereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sallie Strickland Tricou, Petitioner,

1029 O.T. 1933. vs.

Guy T. Helvering, Commissioner of Internal Revenue.

A petition for rehearing having been filed in this cause,

On Consideration Whereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Walter J. Patten, Petitioner,

1044 O.T. 1933. vs.

The United States of America.

A petition for rehearing having been filed in this cause,

On Consideration Whereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Aleograph Company, Petitioner,

1045 O.T. 1933 vs.

Western Electric Company, Inc.

A petition for rehearing having been filed in this cause,

On Consideration Whereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry Long, Petitioner,

1078 O.T. 1933 vs.

The State of Michigan.

A petition for rehearing having been filed in this cause,

On Consideration Whereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The People of the State of Illinois, ex rel. Jack J. Cohine, Petitioner,

1083 O.T. 1933 vs.

Peter J. Angsten, Chairman, etc.

A petition for rehearing having been filed in this cause,

On Consideration Whereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Nebraska, Complainant,

— Original. vs.

State of Wyoming.

A motion for leave to file bill of complaint herein was submitted by Mr. Paul F. Good for the complainant.

The United States of America, Complainant,

13, Original. vs.

The State of Oregon.

The report of the Special Master herein was presented.

Claire A. Warner, Administratrix, etc., Petitioner,

4 vs.

Edward F. Goltra, doing business under the style and name of The Goltra Barge Line.

This case was submitted by Mr. Walter P. Armstrong, Mr. Samuel W. Fordyce, Mr. C. Powell Fordyce, and Mr. Henry J. Richardson for the petitioner, and by Mr. Joseph T. Davis for the respondent.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
18, O.T. 1933. vs.
Northern Coal Company;

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
19, O.T. 1933. vs.
C. H. Sprague & Sons Co.;

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
20, O.T. 1933. vs.
United States Refractories Corporation;

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
21, O.T. 1933. vs.
Oswega & Syracuse Railroad Company.

These cases were argued on questions raised by the petition for rehearing by Mr. Justin Miller for the petitioner; by Mr. Paul F. Myers for the respondents in Nos. 18 and 19; by Mr. W. W. Montgomery, Jr., for the respondent in No. 20; and by Mr. Douglas Swift for the respondent in No. 21.

Hegeman Farms Corporation, Appellant,

27 vs.

Charles H. Baldwin, et al., etc.

The argument of this case was commenced by Mr. Leonard Acker for the appellant. Argument was suspended temporarily.

Robert C. Gillis, as Receiver, etc., Petitioner,

28 vs.

State of California.

The argument of this case was commenced by Mr. Ernest C. Carman for the petitioner. Argument was suspended temporarily.

The United States, Petitioner,

2 vs.

The Creek Nation..

This case was argued by Mr. Assistant Attorney General Sweeney for the petitioner, and by Mr. W. W. Spalding for the respondent.

Hegeman Farms Corporation, Appellant,

27 vs.

Charles H. Baldwin, et al., etc.

The argument of this case was resumed by Mr. Leonard Acker for the appellant.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

TUESDAY, OCTOBER 9, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Errett G. Smith, It is ordered that Tom Pool Scott, Esquire, of Waco, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William T. Faricy, It is ordered that Robert R. Rose, Esquire, of Casper, State of Wyoming, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lucien H. Mercier, It is ordered that Edmund H. O'Brien, Esquire, of Niagara Falls, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Errett G. Smith, It is ordered that Gerome B. Rogers, Esquire, of Waco, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank F. Nesbit, It is ordered that Rudolph L. von Bernuth, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. C. Fulbright, It is ordered that Ira P. Jones, Jr., Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

--- Original.

Ex parte: Disney Film Recording Company, Ltd., et al., Petitioners.

A motion for leave to file petition for writ of mandamus herein was submitted by Mr. James P. Burns for the petitioners.

Hegeman Farms Corporation, Appellant,

27 vs.

Charles H. Baldwin, et al., etc.

The argument of this case was concluded by Mr. Henry S. Manley for the appellees.

Robert C. Gillis, as Receiver of Western Oil and Refining Co., Petitioner,

28 vs.

State of California.

The argument of this case was resumed by Mr. Ernest C. Carman for the petitioner; continued by Mr. H. H. Linney for the respondent; and concluded by Mr. Ernest C. Carman for the petitioner.

Thomas J. Lynch, et al., Petitioners,

vs.

The People of the State of New York on the relation of Elizabeth Pierson.

This case was argued by Mr. Joseph M. Mesnig for the petitioners and by Mr. C. P. Williamson for the respondent.

The City of Waco, Texas, Petitioner,

vs.

United States Fidelity & Guaranty Company, et al.

This case was argued by Mr. John McClesson for the petitioner, and by Mr. C. S. Rogers for the respondent.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

vs.

Susan Dwight Bliss.

The argument of this case was commenced by Mr. Solicitor General Biggs for the petitioner, and continued by Mr. R. L. von Bernuth for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

WEDNESDAY, OCTOBER 10, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William T. Farley, It is ordered that Vincent Mulvaney, Esquire, of Casper, State of Wyoming, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard E. Wellford, It is ordered that Frank F. Groff, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph A. Cantrel, It is ordered that James F. Callahan, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis B. Eppstein, It is ordered that Louis J. Altkrug, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph Royall, It is ordered that Ernest E. Wheeler, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Monk, It is ordered that Lawrence E. Green, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
6 vs.
Susan Dwight Bliss.

The argument of this case was continued by Mr. R. L. von Bernuth for the respondent and concluded by Mr. Solicitor General Biggs for the petitioner.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
7 vs.
William Albert Harbison.

This case was argued by Mr. Solicitor General Biggs for the petitioner, and by Mr. Hugh Satterlee for the respondent.

Thomas C. Rowley, as Treasurer, etc., et al., Petitioners,
9 vs.
Chicago and Northwestern Railway Company.

The argument of this case was commenced by Mr. Ray E. Lee for the petitioner; continued by Mr. James A. Greenwood for the petitioner; and concluded by Mr. R. R. Rose for the respondent.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
10 vs.
Stockholms Enskilda Bank.

The argument of this case was commenced by Mr. Assistant Solicitor General MacLean for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, OCTOBER 11, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Louis B. Eppstein, It is ordered that Ira W. Hirshfield, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward C. Finney, It is ordered that Geo. Howard Wilson, Esquire, of Enid, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ray M. Stanley, It is ordered that Cleveland Thurber, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Norman D. Keller, It is ordered that Melville Fuller Weston, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George E. Brand, It is ordered that G. Leslie Field, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Vaskie, It is ordered that Mark P. Christian, Jr., Esquire, of Lynchburg, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
10 vs.
Stockholms Enskilda Bank.

The argument of this case was continued by Mr. Assistant Solicitor General MacLean for the petitioner, and concluded by Mr. Truman Henson for the respondent.

British-American Tobacco Company, Ltd., Petitioner,
24 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

This case was argued by Mr. John H. Jackson for the petitioner, and by Mr. Assistant Solicitor General MacLean for the respondent.

George W. McCandless, as Receiver of Duquesne Gas Corporation, Petitioner,
11 vs.
Maxime H. Furlaud, et al.

This case was argued by Mr. Ralph Royall for the petitioner, and by Mr. Louis B. Eppstein for the respondents.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
12 vs.
Morgan's Incorporated, et al.

The argument of this case was commenced by Mr. H. Brian Holland for the petitioner, and continued by Mr. Lawrence E. Green for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Alan W. Boyd, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney, It is ordered that Sidney S. Miller, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Merrick Parker, It is ordered that Eli Whitney Debevoise, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

12 vs.

Morgan's, Incorporated, et al.

The argument of this case was continued by Mr. Lawrence E. Green for the respondents, and concluded by Mr. H. Brian Holland for the petitioner.

Detroit Trust Company, Trustee, Petitioner,

13 vs.

Steamer "Thomas Barlum", her engines, etc.; and

Detroit Trust Company, Trustee, Petitioner,

14 vs.

Steamer "John J. Barlum", her engines, etc.

These cases were argued by Mr. Ray M. Stanley for the petitioner, and by Mr. George E. Brand for the respondents.

Charles L. McNally, Petitioner,

15 vs.

Henry C. Hill, Warden, etc.

This case was argued by Mr. Justin Miller for the respondent, and was submitted by Mr. John S. Wise, Jr., for the petitioner.

Commonwealth of Virginia, Petitioner,

16 vs.

Imperial Coal Sales Company, Incorporated.

This case was argued by Mr. Henry R. Miller, Jr. for the petitioner, and by Mr. James R. Caskie and Mr. Frank P. Christian, Jr. for the respondent.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

17 vs.

Leland Powers, Executor, et al.

The argument of this case was commenced by Mr. Solicitor General Biggs for the petitioner.

Proclamation being made the Court is adjourned until Monday next at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Aubrey B. Pennell, It is ordered that David Silbert, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ben C. Dey, It is ordered that Miles N. McKey, Esquire, of Salem, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis A. Gravelle, It is ordered that Byron Spencer, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Homer R. Hendricks, It is ordered that Leon E. Hickman, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sidney F. Talliaferro, It is ordered that Linden L. D. Stark, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Seth W. Richardson, It is ordered that Thomas A. Sanderson, Esquire, of Sturgeon Bay, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Justin Miller, It is ordered that William A. Monten, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Henry Butler, It is ordered that Edgar H. Wayman, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Seth W. Richardson, It is ordered that Charles F. King, Esquire, of Portland, State of Maine, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James H. Hanley, It is ordered that Daniel Baker, Esquire, of Olympia, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harris C. Arnold, It is ordered that William B. Arnold, Esquire, of Lancaster, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clinton Robb, It is ordered that Percie D. Jordan, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following orders of the Court:

Charles H. Baldwin, as Commissioner of Agriculture and Markets of the State of New York, et al., etc., Appellants,

398 vs.

G. A. F. Seelig, Inc.

Appeal from the District Court of the United States for the Southern District of New York from an order granting an interlocutory injunction.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the order of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

American Bakeries Company,

Appellant,

416 vs.

The City of Sumter.

Appeal from the Supreme Court of the State of South Carolina.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of South Carolina, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

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In Re Disbarment of T. Morris Wampler and Mortimer M. Harris.

It having been shown to the Court that T. Morris Wampler, of Lewisburg, Pennsylvania, and Mortimer M. Harris, of Washington, D. C., members of the Bar of this Court, have been disbarred from the practice of the law by the Supreme Court of the District of Columbia,

And it appearing that by orders of April 30, 1934, this Court suspended the said T. Morris Wampler and Mortimer M. Harris from the practice of law in this Court and directed that rules issue requiring these members of the Bar to show cause, under Rule 2, why they should not be disbarred from the further practice of the law in this Court,

And it appearing that said rules were duly issued and served upon each of said respondents; and the return day of said rules having passed and no return or answer to said rules having been filed by or in behalf of said respondents or either of them,

It is now here ordered that the said T. Morris Wampler and Mortimer M. Harris, be, and they are hereby disbarred, and that their names be stricken from the roll of attorneys admitted to practice in this Court.

Per Mr. Chief Justice Hughes.

The State of Nebraska, Complainant,

— Original. vs.

The State of Wyoming.

On consideration of the motion for leave to file a bill of complaint in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted; and process is ordered to issue returnable within 60 days from this date.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: L. W. Baldwin and Guy A. Thompson, Trustees, et al., Petitioners.

On consideration of the motion for leave to file a petition for writ of prohibition herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Disney Film Recording Company, Ltd., et al., Petitioners.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: John Ross Cooper, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Edward E. Curtis, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: M. B. Martin, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Capris Mann, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Complainant,

18, Original. vs. Order.

The State of Oregon.

The report of the Special Master herein is received and filed. It is ordered that exceptions to the said report, if any, be filed on or before December 3d, next; that briefs upon such exceptions be filed on or before February 4th; and that reply briefs, if any, be filed on or before March 4th. The cause is assigned for hearing on Monday, March 11th, next, at the head of the call for that day.

Per Mr. Chief Justice Hughes.

Madison A. Miller, Jr., Petitioner,

vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Leonard R. Poch, Petitioner,

429 vs.

Henry C. Hill, Warden, United States Northeastern Penitentiary.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Leonard R. Poch, Petitioner,

429 vs.

Henry C. Hill, Warden, United States Northeastern Penitentiary.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Leonard R. Poch, Petitioner,

430 vs.

Guy L. Fake, United States District Judge for New Jersey.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

[illegible] R. Moon, Petitioner, vs. Guy L. Fake, United States District Judge for New Jersey.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Deck Martin, et al., Petitioners, vs. Texas & Pacific Railway Company.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Deck Martin, et al., Petitioners, vs. Texas & Pacific Railway Company.

On petition for writ of certiorari to the Supreme Court of the State of Texas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Texas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John F. Forward,Jr., et al., etc., Appellants,

403 vs.

American Securities Company.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits and the case is assigned for argument immediately following No. 373.

Per Mr. Chief Justice Hughes.

Panhandle Eastern Pipe Line Company, Appellant,

412 vs.

State Highway Commission of Kansas.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Frank H. Cooney, as Governor of the State of Montana, et al., etc., Appellants,

423 vs.

The Mountain States Telephone and Telegraph Co.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

E. W. Clark, Commissioner of Insurance of the State of Iowa, as Receiver of Federal Surety Company, Petitioner,

361 vs. Order allowing certiorari.

Harry O. Williard, W. W. Wheeton and C. W. May, as Trustees of Gordon-Campbell-Kevin Syndicate, et al.

The petition herein for a writ of certiorari to the Supreme Court of the State of Montana is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Pevely Dairy Company, Petitioner, vs. John Cripe. — On petition for writ of certiorari to the Appellate Court of the State of Illinois, Fourth District.

319

On consideration of the petition for a writ of certiorari herein to the Appellate Court of the State of Illinois, Fourth District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alphonse Capone, Petitioner, vs. A. C. Aderhold, Warden, United States Penitentiary, Atlanta, Ga. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

328

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Texas Employers' Insurance Association, et al., Petitioners, vs. Mike Volek, et al. — On petition for writ of certiorari to the Supreme Court of the State of Texas.

331

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Texas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The McGinley Corporation,
Petitioner,
337 vs.
Lido Oil Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Old Gold Chemical Company, Inc.,
Petitioner,
385 vs.
Chesebrough Manufacturing Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Standard Oil Company (Indiana),
Petitioner,
386 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States,

Petitioner, On petition for writ of certiorari

337 vs. to the Court of Claims.

American Safety Razor Corporation.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. F. Saunders, as Trustee in Bankruptcy, Petitioner, On petition for writ of certiorari to the Court of Civil Appeals of the

341 vs. State of Texas, 8th Supreme Judicial

Charles Given. District.

On consideration of the petition for a writ of certiorari herein to the Court of Civil Appeals of the State of Texas, 8th Supreme Judicial District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States,

Petitioner, On petition for writ of certiorari

343 vs. to the Court of Claims.

The Youngstown Sheet and Tube Company.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William O. Hay, as Executor and Trustee
of the Estate of Annie Wilson Hay,
Deceased, Petitioner,
346 vs.
Irving Trust Company, as Trustee in
Bankruptcy of United Cigar Stores, etc.

On petition for writ of certiorari
to the United States Circuit Court
of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
348 vs.
Elizabeth B. Wallace, Executrix Under
the Last Will and Testament of Emma
A. Miller, Deceased.

On petition for writ of certiorari
to the United States Circuit Court
of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Joseph Joseph & Brothers Company,
Petitioner,
349 vs.
The United States of America.

On petition for writ of certiorari
to the United States Circuit Court
of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sharkee Manufacturing Company,
Glenshaw Glass Company, et al.,
Petitioners,
350 vs.
Hartford-Empire Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Downers Grove Sanitary District,
Petitioner,
351 vs.
Gustav H. Bunge, Herbert A. Grotefeld,
George H. Bunge, et al., etc.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alfred Hofmann, Inc.,
Petitioner,
352 vs.
Textile Machine Works.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Albert H. Woods, Petitioner, vs. Hegain, Inc.

353 On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ada V. Peabody, Petitioner, vs. The Marlboro Implement Company.

354 On petition for writ of certiorari to the United States Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John T. W. Peabody, Petitioner, vs. The Marlboro Implement Company.

355 On petition for writ of certiorari to the United States Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Vinton Petroleum Company of Texas,
Petitioner,
356 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Nisley Shoe Company,
Petitioner,
357 vs.
The Nisley Company and the G. Edwin Smith Shoe Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George McLean, Petitioner,
358 vs.
C. J. Jaffray and R. H. M. Robinson, as Receivers of Minnesota and Ontario Paper Company.

On petition forwrit of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. V. Townshend, Trustee in Bankruptcy of R. R. Smith, Bankrupt, Petitioner, vs. F. O. Lamb, Receiver of the Huntington Banking & Trust Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

359

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Montgomery, Petitioner, vs. Terminal Railroad Association of St. Louis. — On petition for writ of certiorari to the Supreme Court of the State of Missouri.

360

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William J. Neale, H. G. Avers, E. K. Keeler, et al., Petitioners, vs. Melvin C. Hazen, et al., Commissioners of the District of Columbia. — On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

362

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wheeling Mold & Foundry Company,
Petitioner,
303 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Missouri-Kansas-Texas Railroad Company, et al., Petitioners,
304 vs.
Emma Embrey, Administratrix of the Estate of Ora Embrey, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Oklahoma.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Oklahoma, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Transcontinental & Western Air, Inc.,
Petitioner,
305 vs.
James A. Farley, Postmaster General of the United States of America, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mississippi Valley Trust Company,
Firmin V. Desloge and Joseph
Desloge, Executors, et al.,
Petitioners,
366 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clarence J. Hansen,
Petitioner,
368 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Order.

The Court will take a recess from Monday, October 22nd, to Monday, November 5th, next.

Per Mr. Chief Justice Hughes.

Thomas W. White, Collector of Internal Revenue, Petitioner,

100 vs.

Katharine W. Atkins.

On consideration of the motion of Mr. Solicitor General Biggs for the petitioner to pass this cause to await the Court's decision in No. 6 and No. 7,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

E. R. Squibb & Sons,

vs.

Mallinckrodt Chemical Works.

A motion to bring up the entire record and cause herein was submitted by Mr. Richard N. Wilmer in behalf of counsel for E. R. Squibb & Sons, in support of the motion, and by Mr. Frank Y. Gladney and Mr. Lawrence C. Kingsland for Mallinckrodt Chemical Works, in opposition thereto.

Fannie Abrams, et al., Appellants,

186 vs.

George S. Van Schaick, as Superintendent of Insurance, etc., et al.

A motion to advance this cause was submitted by Mr. Abbot P. Wills in behalf of counsel for the appellees.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

17 vs.

Leland Powers, Executor, et al.

The argument of this case was concluded by Mr. Melville F. Weston for the respondents.

Huey P. Long, Petitioner,

18 vs.

Samuel T. Ansell.

This case was argued by Mr. Seth W. Richardson for the petitioner, and the case was submitted by Mr. Samuel T. Ansell for the respondent.

City Bank Farmers Trust Company, Executor, etc., Appellant,

30 vs.

William A. Schnader, Attorney General, etc., et al.

This case was argued by Mr. Henry S. Drinker, Jr., for the appellant, and by Mr. William A. Schnader for the appellees.

The Metropolitan Casualty Insurance Company of New York, Petitioner,

20 vs.

Kenneth V. Brownell, as Receiver, etc.

This case was argued by Mr. Alan W. Boyd for the petitioner, and by Mr. Sidney S. Miller for the respondent.

J. C. Pflueger, H. H. Pflueger, et al.,

21 vs.

George Sherman, et al.

The argument of this case was commenced by Mr. John Francis Neylan for Pflueger, et al., and continued by Mr. W. H. Lawrence for Sherman, et al.

Proclamation being made the Court is adjourned until tomorrow at

TUESDAY, OCTOBER 16, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Charles S. Moore, It is ordered that V. M. Armstrong, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard H. Wilmer, It is ordered that Arthur D. Baldwin, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Chester A. Gwinn, It is ordered that Francis J. Sweeney, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Sutherland, It is ordered that W. L. Bryan, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Fitts, It is ordered that John U. Calkins, Jr., Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

J. C. Pflueger, H. H. Pflueger, et al.,
21 vs.
George Sherman, et al.

The argument of this case was continued by Mr. W. H. Lawrence for Sherman, et al., and concluded by Mr. John Francis Neylan for Pflueger, et al.

Missouri Pacific Railroad Company and The Texas and Pacific Railway Company, Appellants,
19 vs.
The United States of America, et al.

The argument of this case was commenced by Mr. T. D. Gresham for the appellants; continued by Mr. Carl McFarland for appellees, The United States and Interstate Commerce Commission; by Mr. Ben C. Dey for the appellee, Southern Pacific Co.; and concluded by Mr. T. D. Gresham for the appellants.

Harold L. Ickes, as Secretary of the Interior, Petitioner,
23 vs.
Virginia-Colorado Development Corporation.

This case was argued by Mr. Assistant Attorney General Blair for the petitioner, and by Mr. Louis Titus for the respondent.

The United States of America, Appellant,
25 vs.
Jacob Troy.

This case was argued by Mr. Assistant Attorney General Wideman for the appellant, and was submitted by Mr. Joseph F. Gunster for the appellee.

Brotherhood of Locomotive Firemen and Enginemen, et al., Petitioners,
32 vs.
Ella E. Pinkston.

The argument of this case was commenced by Mr. Thomas Stevenson for the petitioners.

WEDNESDAY, OCTOBER 17, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Frank H. Myers, It is ordered that William Clayton Jones, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur G. Brode, It is ordered that William B. Ladd, Esquire, of Kingston, State of Tennessee, be admitted to practice as an Attorney and Counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur G. Brode, It is ordered that Cyril J. Smith, Esquire, of Rockwood, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stanley Farrar Brewster, It is ordered that Lawrence B. Morris, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stanley Parker Brewster, It is ordered that David Mackay, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Brotherhood of Locomotive Firemen and Enginemen, et al., Petitioners,

32 vs.

Ella E. Pinkston.

The argument of this case was continued by Mr. Thomas Stevenson for the petitioners; by Mr. W. L. Bryan for the respondent; and concluded by Mr. Thomas Stevenson for the petitioners.

National Paper Products Company, Petitioner,
35 vs.
Guy T. Helvering, Commissioner of Internal Revenue;

Zellerbach Paper Company, Petitioner,
36 vs.
Guy T. Helvering, Commissioner of Internal Revenue;

Zellerbach Paper Company, Petitioner,
37 vs.
Guy T. Helvering, Commissioner of Internal Revenue;

Zellerbach Paper Company, as Transferee of A.S.Hopkins Co., Petitioner,
38 vs.
Guy T. Helvering, Commissioner of Internal Revenue;

National Paper Products Company, Petitioner,
39 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

These cases were argued by Mr. John Francis Neyland for the petitioners, and by Mr. Assistant to the Attorney General Stanley for the respondent.

Clifton Manufacturing Company, Petitioner,

146 vs.

The United States of America.

This case was argued by Mr. Wm. A. Sutherland for the petitioner, and by Mr. Assistant to the Attorney General Stanley for the respondent.

Albert W. Hamilton, by Albert Hamilton, his guardian ad litem, et al.,
55 vs. Appellants,
The Regents of the University of California, et al.

The argument of this case was commenced by Mr. John Beardsley for the appellant. Leave was granted the appellant to file an additional brief within five days.

THURSDAY, OCTOBER 18, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Harold M. Stephens, It is ordered that Charles E. Wyzanski, Jr., Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren E. Miller, It is ordered that Oscar W. Worthwine, Esquire, of Boise, State of Idaho, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren E. Miller, It is ordered that Calhoun A. Hays, Esquire, of Greenwood, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold M. Stephens, It is ordered that Basil Hubbard Pollitt, Esquire, of Montclair, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Albert W. Hamilton, by Albert Hamilton, his Guardian ad litem, et al.,
55 vs. Appellants,
The Regents of the University of California, et al.

The argument of this case was continued by Mr. John Beardsley for the appellants; by Mr. Jno. U. Calkins, Jr., for the appellees; and concluded by Mr. John Beardsley for the appellants.

Arthur Mattson, Appellant,
29 vs.
Department of Labor and Industries of the State of Washington.

This case was argued by Mr. Harry E. Foster for the appellant, and by Mr. Daniel Baker and Mr. Miles H. McKey for the appellee.

John H. Frederick,
223 vs.
The United States of America.

The argument of this case was commenced by Mr. Warren E. Miller for Frederick; continued by Mr. Will G. Beardslee for the United States; by Mr. Oscar W. Worthwine for Frederick, and concluded by Mr. Solicitor General Biggs for the United States.

Proclamation being made the Court is adjourned until Monday, October 16, 1916

MONDAY, OCTOBER 22, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Harry S. Elkins, It is ordered that Lehman T. Ryan, Esquire, of Des Moines, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nelson J. Jewett, It is ordered that James Oliver Wodiesette, Esquire, of Jennings, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gregory Hankin, It is ordered that Maurice Sacks, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George E. H. Goodner, It is ordered that Frank L. Warfield, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wilton H. Watson, It is ordered that Marion T. Seabrook, Esquire, of Sumter, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nugent Dodds, It is ordered that Arthur M. Carden, Esquire, of San Leandro, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Townsend, It is ordered that Coleman Taylor, Esquire, of Russellville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Preston B. Kavanagh, It is ordered that R. Wendell Brown, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gregory Markin, It is ordered that Samuel Frederick Placer, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fulton M. Brylawski, It is ordered that Percy Heiliger, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Bigge, It is ordered that Abraham Howard Feller, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William D. Harris, It is ordered that George Hoter Swarer, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Rigby, It is ordered that Merle T. Fiedler, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George P. Hoover, It is ordered that Harold W. McLaughlin, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following orders of the Court:

Missouri Pacific Railroad Company and The Texas and Pacific Railway Company, Appellants,

19 vs.

The United States of America, Interstate Commerce Commission, et al.

Appeal from the District Court of the United States for the Eastern District of Kentucky.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Kentucky, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Hughes.

John Laing, Appellant,

482 vs.

Fred A. Fox, State Tax Commissioner of the State of West Virginia.

Appeal from the Supreme Court of Appeals of the State of West Virginia.

This cause came on to be heard on the transcript of the record from the Supreme Court of Appeals of the State of West Virginia, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
18 O.T. 1933. vs.
Northern Coal Company;

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
19 O.T. 1933. vs.
C. H. Sprague & Son Company;

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
20 O.T. 1933. vs.
U. S. Refractories Corporation;

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
21 O.T. 1933. vs.
Oswego & Syracuse Railroad Company.

A petition for rehearing having been filed in the above entitled causes,

Upon consideration whereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. R. Squibb & Sons,

42 vs.

Mallinckrodt Chemical Works.

On consideration of the motion to bring up the entire record and cause herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fannie Abrams, George Pleayl, et al., etc., Appellants,

186 vs.

George S. Van Schaick, as Superintendent of Insurance, etc.

On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, November 12, next.

Per Mr. Chief Justice Hughes.

G. D. Swinson, Petitioner,

383 vs. Order allowing certiorari.

Chicago, St. Paul, Minneapolis and Omaha Railway Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Penn General Casualty Company, Petitioner,

421 vs. Order allowing certiorari.

Commonwealth of Pennsylvania, ex rel. Wm. A. Schnader, Attorney General.

The petition herein for a writ of certiorari to the Supreme Court of the State of Pennsylvania is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Hildegard Schoenamsgruber, by Gustav Schoenamsgruber, Her Guardian, Petitioner,

424 vs. Order allowing certiorari.

The Hamburg American Line, Claimant of the Motorship "The Oakland", Her Engines, etc.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Gustav Schoenamsgruber, Petitioner,

425 vs. Order allowing certiorari.

The Hamburg American Line, Claimant of the Motorship "The Oakland", Her Engines, etc.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it isfurther ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Ross C. Adams, Receiver of the Farmers National Bank of Pekin, Illinois, Petitioner,

374 vs. Order allowing certiorari.

Edwin V. Champion, Trustee in Bankruptcy of John Fitzgerald, Bankrupt.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted, and the case is assigned for argument immediately following Nos. 338 and 340.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Commonwealth of Pennsylvania, Petitioner,

394 vs. Order allowing certiorari.

John G. Williams, Joseph B. Simon and Charles Denby, Jr., Receivers of Mortgage Building and Loan Association.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted, and the case is assigned for argument immediately following the hearing of case No. 471.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

C. Wilbur Miller and Ernest B. Miller, Petitioners,

369 vs.

The Pyrites Company, Inc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

O. N. Merrell and Edwin M. Brown, Petitioners, vs. The Pyritas Company, Inc., et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Wadsworth Electric Manufacturing Company, Petitioner; vs. The Westinghouse Electric and Manufacturing Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

371

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Grace L. Hutton, Petitioner, vs. New York Title and Mortgage Company. — On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

378

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fred W. Mears Heel Company, Inc., Petitioner,
380 vs.
Norman E. Walley.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Standard Nut Margarine Company of Florida, Petitioner,
396 vs.
Andrew W. Mellon and Ogden L. Mills.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,
410 vs.
Metoil Service and Transport Company, Claimant of Oil Barge "Helen", Her Engines, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

R. T. B. Little, Trustee in Bankruptcy
of A. M. Clark, Trading as Clark
Bros., Bankrupt, Petitioner,
367 vs.
Bank of Wadesboro.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alexander Pickering & Company,
Limited, Petitioner,
372 vs.
Chinese American Cold Storage
Association, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Eleanor M. Morgan, Petitioner,
376 vs.
Robert J. Hoage, Deputy Commissioner,
United States Employees Compensation
Commission, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

San Francisco Shopping News Company,

Petitioner,

377 vs.

City of South San Francisco, Louis Balloni, Edward Farrell and J. W. Coleberd.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward P. Farley and Morton L. Fearey, Trustees for Munson Inland Water Lines, Inc., Petitioners,

381 vs.

Frank F. Seidl, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis Schleier,

Petitioner,

382 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Compress & Warehouse Company,
Petitioner,
vs.
Agnes B. McGrawl Bender, Individually and as Surviving Widow in Community, Substituted as Party Defendant for J. O. Bender, Collector, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carl C. Carlsen,
Petitioner,
388 vs.
The State of Nebraska.

On petition for writ of certiorari to the Supreme Court of the State of Nebraska.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Nebraska, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ray Kimball, Lawrence Kimball, et al., as Administrators with the Will Annexed of Jeanie L. Kimball, Deceased,
Petitioners,
389 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Illinois Central Railroad Company,

Petitioner,

391 vs.

Ida B. Crain, Administratrix of the Estate of Frank Crain, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Arko Mining Company, Petitioner,

392 vs.

Harold L. Ickes, Secretary of the Department of the Interior of the United States.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alanson B. Houghton and Amory Houghton, as Executors Under the Will of Amory Houghton, Jr., Deceased, Petitioners,

402 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alanson B. Houghton,
Petitioner,
403 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alanson B. Houghton, Amory Houghton and Arthur A. Houghton, Jr., as Executors Under Will of Arthur A. Houghton, Deceased, Petitioners,
404 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Corning Trust Company, as Executor and Trustee Under Will of Henry P. Sinclair, Deceased, Petitioner,
405 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Eugene C. Sullivan, Petitioner, vs. Commissioner of Internal Revenue. 406

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Buell Hollister, Petitioner, vs. Commissioner of Internal Revenue. 407

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

City Bank Farmers Trust Company, etc., as Trustee Under Will of Charles F. Houghton, Deceased, Petitioner, vs. Commissioner of Internal Revenue. 408

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fae Robison,

Petitioner,

439 vs.

First National Pictures, Inc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. R. Handy, Receiver of the Red River Bridge Company of Texas,

Petitioner,

459 vs.

State of Oklahoma, ex rel. J. Berry King, Attorney General.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Eric Lyders, Petitioner,

vs.

Inger Marie Petersen, et al.

A motion to diminish the record herein was submitted by Mr. C. F. B. Reilly in behalf of counsel for petitioner in support thereof, and by Mr. Herbert W. Clark for the respondent in opposition thereto.

— Original.

Ex Parte: Charlotte F. Jones, Petitioner.

A motion for leave to file petition for writ of mandamus herein was submitted by Charlotte F. Jones, pro se.

— Original.

Ex Parte: Thomas J. Mooney, Petitioner.

A motion for leave to file petition for writ of habeas corpus herein was submitted by Mr. John F. Finerty for the petitioner.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Myron Melvin Cohen, It is ordered that Myron Kommel, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Merritt Vickery, It is ordered that William K. Gardner, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel Jacob Kaufman, It is ordered that Nathan Hale Berger, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert Edgar Stephan, It is ordered that Rex H. Holden, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Myron Melvin Cohen, It is ordered that Leonard Kessel, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that Leroy L. Todd, Esquire, of Anacortes, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel Jacob Kaufman, It is ordered that Edwin C. Caffrey, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Myron Melvin Cohen, It is ordered that Lester D. Welzer, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sol A. Rosenblatt, It is ordered that Louis Levinson, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sol A. Rosenblatt, It is ordered that Isaac Levy, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Steell Jackson, It is ordered that Joseph Gray Jackson, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. Clinton [illegible], It is ordered that David Bortin, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thos. B. [illegible]ster, It is ordered that Joseph Savoretti, Esquire, of Clarendon, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lunsford [illegible]ayle Hamner, It is ordered that Israel H. Mandel, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clement L. Bouve, It is ordered that Jose Arnaiz, Esquire, of Manila, Philippine Islands, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Allen Purver, It is ordered that Walter E. Gates, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Guy Mason, It is ordered that Joseph H. Morey, Esquire, of Buffalo, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry S. Manley, It is ordered that Robert G. Blabey, Esquire, of Albany, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thos. B. Snodgrass, It is ordered that Thos. G. Finucane, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eliot C. Lovett, It is ordered that Gabriel Hatcher, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Maxwell V. Boghtol, It is ordered that Glen M. Foe, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Maxwell V. Boghtol, It is ordered that Thomas B. Murphy, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Tideman, It is ordered that Robert H. Anderson, Esquire, of Lyon Village, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick H. Wood, It is ordered that Samuel Bradford Stewart, Jr., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick H. Wood, It is ordered that H. Struve Hensel, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Claude L. Dawson, Esquire, of Fargo, State of North Dakota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Homer R. Hendricks, It is ordered that Andrew Jack Lewis, Esquire, of San Antonio, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that John Gregory Bruce, Esquire, of Pineville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that David A. Turner, Esquire, of San Antonio, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gregory Hankin, It is ordered that Eugene F. Roth, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Frank Staley, It is ordered that John Bernard O'Brien, Jr., Esquire, of Vineland, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Frank Staley, It is ordered that John M. F. Donovan, Jr., Esquire, of Turners Falls, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that John V. Coppen, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. Manning Marcus, It is ordered that Stevenson Masson, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Maxwell V. Beghtol, It is ordered that Burke G. Slaymaker, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Maxwell V. Beghtol, It is ordered that Clarence F. Morrell, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Claire A. Warner, Administratrix of the
Estate of John M. Warner, Deceased,
Petitioner,
vs.
Edward F. Goltra, Doing Business Under
the Style and Name of the Goltra Barge Line.

On writ of certiorari to the
Supreme Court of the
State of Missouri.

4

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Missouri, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Cardozo.

Hegeman Farms Corporation, Appellant,

37 vs.

Charles H. Baldwin, Thomas Parran, Jr., and Kenneth F. Fee, as Members of the Milk Control Board of the State of New York.

Appeal from the District Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Cardozo.

Mr. Justice Sutherland concurs in the result.

Zellerbach Paper Company,

Petitioner,

37 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Zellerbach Paper Company, as Transferee
of A. G. Hopkins Company, Petitioner,
38 vs.
Guy T. Helvering, Commissioner of
Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

National Paper Products Company,
Petitioner,
39 vs.
Guy T. Helvering, Commissioner of
Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

National Paper Products Company,

Petitioner,

vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Zellerbach Paper Company,

Petitioner,

vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Clifton Manufacturing Company, Petitioner, vs. The United States of America. — On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

146

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

The City of Waco, Texas, Petitioner, vs. United States Fidelity & Guaranty Company, et al. — On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

5

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals with instructions to reinstate the appeal and to proceed therein in conformity with law.

Per Mr. Justice Roberts.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Susan Dwight Bliss. 6

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Roberts.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. William Albert Harbison. 7

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Roberts.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Mary Colgate. 3

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

It appearing to the Court that counsel for the respective parties have filed a stipulation in the above entitled cause providing that the decision of this Court on the question of law in the case of Helvering, Commissioner of Internal Revenue vs. Harbison, No. 7, October Term, 1934, shall be deemed an adjudication of the same question of law in the instant case and that the same judgment shall be entered in the instant case which is entered in No. 7; and this Court having affirmed the judgment of the United States Circuit Court of Appeals for the Second Circuit in case No. 7 on November 5, 1934;

It is, pursuant to said stipulation, ordered and adjudged by this Court that the judgment of the said Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

Arthur Mattson, Appellant, vs. Department of Labor and Industries of the State of Washington. 29

Appeal from the Supreme Court of the State of Washington.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Roberts.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Morgan's, Incorporated, et al. On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said CircuitCourt of Appeals.

Per Mr. Justice Stone.

Charles L. McNally, Petitioner, vs. Henry J. Hill, Warden, United States Northeastern Penitentiary, Lewisburg, Pa. On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the District Court of the United States for the Middle District of Pennsylvania and the judgment of the said Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said District Court.

Per Mr. Justice Stone.

Thomas C. Rowley, as Treasurer of
Converse County, State of Wyoming,
et al., etc., Petitioners,
9 vs.
Chicago and Northwestern Railway Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Tenth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Wyoming for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

City Bank Farmers Trust Company,
Executor Under the Bill of Thomas
B. Clarke, Deceased, Appellant,
30 vs.
William A. Schnader, Attorney General
of the Commonwealth of Pennsylvania,
and Leon D. Metzger, Secretary of Revenue
of the Commonwealth of Pennsylvania.

Appeal from the District Court of the United States for the Eastern District of Pennsylvania.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Pennsylvania, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Butler.

George W. McCandless, as Receiver of
Duquesne Gas Corporation, Petitioner,
11 vs.
Maxime H. Furlaud, Kingston Corporation, Byron Corporation, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court and for the determination of the questions relating to the liability of the defendants decided by the District Court and presented by the appeal and cross appeal.

Per Mr. Justice Brandeis.

Huey P. Long,
Petitioner,
18 vs.
Samuel T. Ansell.

On writ of certiorari to the United States Court of Appeals for the District of Columbia.

This cause came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the said United States Court of Appeals.

Per Mr. Justice Brandeis.

The United States of America, Appellant, vs. Jacob Troy. Appeal from the District Court of the United States for the Middle District of Pennsylvania.

25

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Middle District of Pennsylvania, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

The United States of America, Appellant, vs. Jacob Troy. Appeal from the District Court of the United States for the Middle District of Pennsylvania.

26

It appearing to the Court that counsel for the respective parties have filed a stipulation reciting the fact that the issues presented in the above entitled cause are identical with those involved in the case of The United States of America vs. Jacob Troy, No. 25, October Term, 1934, and providing that the same judgment shall be entered by this Court in the instant case that is entered in case No. 25; and this Court having reversed the judgment of the District Court of the United States for the Middle District of Pennsylvania in case No. 25 on November 5, 1934;

It is, pursuant to said stipulation, ordered and adjudged by this Court that the judgment of the District Court of the United States for the Middle District of Pennsylvania, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court rendered in case No. 25.

Per Mr. Chief Justice Hughes.

Robert C. Gillis, as Receiver of
Western Oil and Refining Company,
Petitioner,
vs.
State of California.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of California.

Per Mr. Justice McReynolds.

Guy T. Helvering, Commissioner of
Internal Revenue,
Petitioner,
vs.
Stockholms Enskilda Bank.

On writ of certiorari to the United States Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said United States Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

British-American Tobacco Company,
Ltd., Petitioner,
24 vs.
Guy T. Helvering, Commissioner of
Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Sutherland.

Brotherhood of Locomotive Firemen and
Enginemen, David B. Robertson,
Timothy Shea, and Albert Phillips,
Petitioners,
25 vs.
Ella E. Pinkston.

On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Ohio.

Per Mr. Justice Sutherland.

Commonwealth of Virginia,

Petitioner,

16 vs.

Imperial Coal Sales Company, Incorporated.

On writ of certiorari to the Supreme Court of Appeals of the State of Virginia.

This cause came on to be heard on the transcript of the record from the Supreme Court of Appeals of the State of Virginia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court of Appeals, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court of Appeals for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Detroit Trust Company, Trustee,

Petitioner,

18 vs.

Steamer "Thomas Barlum", Her Engines, etc.; Barlum Steamship Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Detroit Trust Company, Trustee,

Petitioner,

14 vs.

Steamer "John J. Barlum", Her Engines, etc.; Barlum Steamship Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Thomas M. Lynch, John J. Merrill, and John P. Hennessey, as Commissioners Constituting the State Tax Commissioners of the State of New York, Petitioners,

1 vs.

The People of the State of New York Upon the Relation of Elizabeth Pierson.

On writ of certiorari to the Supreme Court of the State of New York, Albany County.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, Albany County, and was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed as improvidently granted.

Per Mr. Chief Justice Hughes.

J. C. Pflueger, H. H. Pflueger and George Rodiek, vs. George Sherman, et al. — On certificate from the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered by this Court that the certificate herein, be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following orders of the Court:

Abe Rosen, Appellant, vs. Paul Fry, as Excise Director of the State of Indiana, et al., etc. — Appeal from the Supreme Court of the State of Indiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Indiana, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed upon the ground that the jurisdictional statement fails to disclose any properly presented substantial Federal question.

Per Mr. Chief Justice Hughes.

Clayton E. Wheeler,
Appellant,
vs.
James A. Farley, as Postmaster General, United States of America, et al., etc.

Appeal from the District Court of the United States for the Southern District of California.

450

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of California, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

The 134 William Street Co., Inc.,
Appellant,
vs.
Thomas M. Lynch, as an Individual and as Former President of the State Tax Commission, et al., etc.

Appeal from the Supreme Court of the State of New York.

467

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the reason that the judgment sought here to be reviewed is based upon a non-federal ground adequate to support it.

Per Mr. Chief Justice Hughes.

L. R. Kagarise, Doing Business Under
the Fictitious Name and Style of
Keystone Express System, Appellant,
Appellant,
468 vs.
Railroad Commission of the State of
California, et al.

Appeal from the Supreme Court of the State of California.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed upon the ground that it does not appear that the decision of a federal question was necessary to the determination of the cause or was actually determined.

Per Mr. Chief Justice Hughes.

Joseph H. Barwise and George Thompson,
Jr., as Trustees of the Estate of Mrs.
M. M. (W.I.) Cook, Deceased,
Appellants,
477 vs.
George H. Sheppard, as Comptroller of
the State of Texas, et al., etc.

Appeal from the District Court of the United States for the Western District of Texas.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Texas, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

— Original.

Ex Parte: Charlotte F. Jones, Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Joseph Poresky, Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: G. B. Harrell, Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Eric Lyders, Petitioner,

460 vs.

Inger Marie Petersen, et al.

On petition for writ of certiorari to the District Court of Appeal of the State of California, First Appellate District, Division One.

Upon consideration of a motion by petitioner to diminish the record and to extend time for the filing and serving thereof, it is ordered that the petitioner's designation of parts of the record to be printed shall be served upon respondents within ten days of this date, and that the respondents shall have ten days from such service within which to file with the Clerk a designation of such additional portions of the record to be printed as may be necessary to the consideration of the petition for writ of certiorari. If it shall appear to the Court that the respondents have caused unnecessary parts of the record to be printed, such order as to printing and Clerk's costs shall be made as the Court shall think proper. Rule 16, par. 8. The service required by Rule 38, par. 3, shall be made within ten days after the completion of the printing of the record.

Per Mr. Chief Justice Hughes.

The Stewart Dry Goods Company, Appellant,
454 vs.
John B. Lewis, et al.;

Fred Levy, et al., Appellants,
455 vs.
John B. Lewis, et al.;

J. C. Penney Company, Appellant,
456 vs.
John B. Lewis, et al.;

The Kroger Grocery & Baking Company, Appellant,
457 vs.
John B. Lewis, et al.

In these cases probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Alaska Packers Association, Appellant,

465 vs.

The Industrial Accident Commission of the State of California, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Wiloil Corporation, Appellant,

429 vs.

Commonwealth of Pennsylvania.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Henry L. Doherty & Company, Appellant,

469 vs.

Frank Goodman.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Paramount Publix Corporation, Petitioner,

254 vs.

American Tri-Ergon Corporation.

It is ordered that the petition for rehearing herein be, and the same is hereby, granted. The order heretofore entered on October 8, 1934, denying the petition for writ of certiorari is vacated, and it is ordered that the petition for writ of certiorari in this case be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Paramount Publix Corporation, Petitioner,

254 vs. Order allowing certiorari.

American Tri-Ergon Corporation.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Altoona Publix Theatres, Inc., Petitioner,

255 vs.

American Tri-Ergon Corporation, et al.;

Wilmer & Vincent Corporation, et al., Petitioners,

256 vs.

American Tri-Ergon Corporation, et al.

It is ordered that the petition for rehearing herein be, and the same is hereby, granted. The orders heretofore entered on October 8, 1934, denying the petition for writs of certiorari are vacated, and it is ordered that the petition for writs of certiorari in these cases be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Altoona Publix Theatres, Inc., Petitioner,

255 vs. Order allowing certiorari.

American Tri-Ergon Corporation and

Tri-Ergon Holding, A. G.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Wilmer & Vincent Corporation and Locust

Street Real Estate Co., Petitioners,

256 vs. Order allowing certiorari.

American Tri-Ergon Corporation and

Tri-Ergon Holding, A. G.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

William D. Gordon, Secretary of Banking
of Pennsylvania, etc., Petitioner,
395 vs. Order allowing certiorari.
Joseph Ominsky and Robert B. Ely, 3d,
Federal Receivers of Christian A. Fisher
Building and Loan Association, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted, and the case is assigned for argument immediately following No. 394.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Gulf, Mobile & Northern Railroad
Company, Petitioner,
413 vs. Order allowing certiorari.
Guy T. Helvering, Commissioner of
Internal Revenue.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted, limited to the question of the right of the taxpayer to deductions on account of amortization of bond discount, and the case is assigned for argument immediately following No. 107.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, Reconstruction
Finance Corporation, et al., Petitioners,
471 vs. Order allowing certiorari.
Bankers Trust Company and William H.
Bixby, Trustees.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted, and the case is assigned for argument immediately following No. 270.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, Reconstruction
Finance Corporation, et al., Petitioners,
472 vs. Order allowing certiorari.
Bankers Trust Company and William H.
Bixby, Trustees.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted, and the case is assigned for argument immediately following No. 270.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

J. Congdon Seabury, as Receiver of the
City National Bank of Sumter, S. C.,
Petitioner,
434 vs. Order allowing certiorari.
Beatrice C. Green, Administratrix,
D.B.N., C.T.A., of the Estate of
Moses Green, Deceased, et al.

The petition herein for a writ of certiorari to the Court of Common Pleas for Sumter County, State of South Carolina, is granted, and the case is assigned for argument immediately following No. 214.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

United States Mortgage Company and The
Mortgage Guarantee Company, Petitioners,
441 vs. Order allowing certiorari.
Mary E. Matthews and John Matthews.

The petition herein for a writ of certiorari to the Court of Appeals of the State of Maryland is granted, and the case is assigned for argument immediately following No. 186.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Manuel V. Domenech, Treasurer of
Puerto Rico, Petitioner,
386 vs. Order allowing certiorari.
The National City Bank of New York.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

David Warshauer,
Petitioner, On petition for writ of certiorari
387 vs. to the United States Circuit Court
Lloyd Sabaudo, S.A., A Foreign of Appeals for the Second Circuit.
Corporation.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied for the reason that application for the writ of certiorari was not made within the time provided by law.

Per Mr. Chief Justice Hughes.

Warren Steam Pump Company,
Petitioner, On petition for writ of certiorari
364 vs. to the Court of Claims.
The United States.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alice L. Maxfield, Petitioner, On petition for writ of certiorari
397 vs. to the United States Circuit Court
Canadian Pacific Railway Company and of Appeals for the Eighth Circuit.
Canadian Pacific Steamships, Ltd.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James J. McShane, Administrator of the
Estate of William P. McShane, On petition for writ of certiorari
Deceased, et al., Petitioners, to the United States Circuit Court
399 vs. of Appeals for the Tenth Circuit.
The United States of America.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sabine Towing Company, Inc., et al.,
Petitioners, On petition for writ of certiorari
401 vs. to the United States Circuit Court
Sophia Brennan, Administratrix, of Appeals for the Fifth Circuit.
etc., et al.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ahles Realty Corporation, Petitioner,
411 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Investment Properties Corporation,
Petitioner,
415 vs.
Wm. H. Moore, Jr., Trustee in Bankruptcy of the Estate of Mullen & Bluett Clothing Company, Bankrupt.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

[illegible] Rubber Company,
Petitioner,
417 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph S. Laurent, Receiver of the
Banco-Kentucky Company, et al., Petitioners,
418 vs.
Henry J. Stites, Trustee in Bankruptcy
of Kentucky Wagon Manufacturing Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Skelly Oil Company, Petitioner,
419 vs.
Universal Oil Products Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Cincinnati, Newport & Covington Railway Company, Petitioner,
420 vs.
The City of Covington, Kentucky, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The City of Covington, et al.,
Petitioners,
421 vs.
The Cincinnati, Newport and Covington Railway Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Cincinnati, Newport & Covington Railway Company,
Petitioner,
422 vs.
The City of Cincinnati, Ohio, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hilton Lumber Company, Petitioner,
427 vs.
William Grisson, as Collector of Internal Revenue for the District of North Carolina.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Cem Securities Corporation, Petitioner, — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

428 vs.

Commissioner of Internal Revenue.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Compagnie Francaise De Navigation A Vapeur, Petitioner, — On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

426 vs.

Emery J. San Souci, Collector of Customs for the Port of Providence, R.I.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph A. Broderick, Superintendent of Banks of the State of New York, Petitioner, — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

440 vs.

Irving Trust Company.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Osgood Company and the
Hercules Company, Petitioners,
411 vs.
Mabell F. Koger, Trustee for R. & B. Construction Company, Inc., in Bankruptcy.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Theodore Malvin Vineyard,
Petitioner,
414 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mattie May Stalcup, R. C. Gates and
Mattie B. Gates, His Wife, et al.,
Petitioners,
426 vs.
S. R. Stalcup.

On petition for writ of certiorari to the Supreme Court of the State of Kansas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Kansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Hassall, Inc., Petitioner,
453 vs.
Heyman Rosenberg and Parker-Kalon Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

People of the State of Illinois ex rel. Jack J. Cobine, Petitioner,
1083 OT 1933. vs.
Peter J. Angsten, Chairman, etc.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Union Pacific Railroad Company, Petitioner,
50 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dolores Costello Barrymore, et al., Petitioners,
93 vs.
A. N. Kemp, Receiver, etc.;

Dolores Costello Barrymore, et al., Petitioners,
94 vs.
Fred J. Weiler, et al.

A petition for rehearing having been filed in these causes,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marcia [illegible] Hart, Administratrix, etc., Petitioner,
113 vs.
Guy T. [illegible], Commissioner of Internal Revenue;

Marcia [illegible] Hart, Administratrix, etc., Petitioner,
114 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

A petition for rehearing having been filed in these causes,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry M. Wallace, et al., Petitioners,
116 vs.
O. R. Seagraves.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Simon Beemsterboer, Petitioner,
160 vs.
People of the State of Illinois, ex rel. Joseph B. McDonough, County Treasurer, etc.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

[illegible] Life Insurance Company, Petitioner,
132 vs.
Mary H. Braukman.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Texas and New Orleans Railroad Company, et al., Petitioners,

203 vs.

Katie M. Webster, et al.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary S. Witherbee, et al., Petitioners,

220 vs.

Commissioner of Internal Revenue.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Samuel Lesser, Petitioner,

163 vs.

People of the State of New York.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Myra Page Wiren, Petitioner,

285 vs.

Shubert Theatre Corporation, et al.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. B. Gilliam, et al., Receivers, etc., Petitioners,

311 vs.

The United States of America.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fae Robison, Petitioner,

408 vs.

First National Pictures, Inc., et al.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. R. Handy, Receiver of the Red River Bridge Company of Texas, Petitioner,

459 vs.

State of Oklahoma, ex rel. J. Berry King, Attorney General.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John H. Frederick,

223 vs.

The United States of America.

On consideration of the motion of Mr. Solicitor General Biggs on behalf of the United States to defer consideration and decision of this case,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and the decision will be withheld for a reasonable length of time to afford an opportunity to seek legislative action.

Per Mr. Chief Justice Hughes.

Borden's Farm Products Company, Inc., Appellant,

296 vs.

Charles H. Baldwin, as Commissioner of Agriculture, etc.

On consideration of the motion for leave to file brief of The Independent Milk Dealers of Brooklyn and others as amici curiae,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

The State of Wisconsin, Complainant,

15, Original. vs.

The State of Michigan.

The report of the Special Master herein was presented.

The Hammond Clock Company, Petitioner,

115 vs.

Henry T. Schiff.

A motion to reverse this cause was submitted by Mr. Clifford C. Bradbury for the petitioner.

G. D. Swinson, Petitioner,

383 vs.

Chicago, St. Paul, Minneapolis and Omaha Railway Company.

A motion to advance this cause was submitted by Mr. Tom Davis and Mr. Ernest A. Michel for the petitioner, in support thereof, and by Mr. Samuel H. Cady, and Mr. William T. Farley for the respondent, in opposition thereto.

State of Ohio, Public Utilities Commission of Ohio, et al., Appellants,
968, O.T. 1926. vs.
The United States of America, et al.

This case was reargued by Mr. H. Austin Brunkhurst for the appellant, Empire Sheet & Tin Plate Co.; by Mr. Donald C. Power, for the appellant, Public Utilities Commission of Ohio; by Mr. J. Stanley Payne for the appellees, United States and Interstate Commerce Commission; and by Mr. Guernsey Orcutt for the appellees, Railroad Intervenors.

Irving Trust Company, as Trustee in Bankruptcy, etc., Petitioner,
12 vs.
A. W. Perry, Inc.

The argument of this case was commenced by Mr. Edward K. Hanlon for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 10 o'clock

TUESDAY, NOVEMBER 6, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Selig C. Brez, It is ordered that Abraham L. Freedman, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. Clinton James, It is ordered that Roger Edward Lewis, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry J. Balzer, It is ordered that Franklin H. Trueblood, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry J. Balzer, It is ordered that George A. Edwards, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. U. S. Lesh, It is ordered that Eben Lesh, Esquire, of Huntington, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. F. R. Ogilby, It is ordered that Ernest L. Branhan, Esquire, of Columbia, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Golden W. Bell, It is ordered that David E. Snodgrass, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore B. Benson, It is ordered that Charles Francis Cocke, Esquire, of Roanoke, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alanson W. Willcox, It is ordered that Samuel Klaus, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alanson W. Willcox, It is ordered that Eli Frank, Jr., Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hayden Johnson, It is ordered that Alice L. Kelly Conner, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hayden Johnson, It is ordered that William F. Kelly, Jr., Esquire, of Almasfield, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Irving Trust Company, as Trustee in Bankruptcy, etc., Petitioner,

11 vs.

A. W. Perry, Inc.

The argument of this case was continued by Mr. Edward K. Hanlon for the petitioner, and concluded by Mr. Thomas F. Dougherty for the respondent.

Irving Trust Company, as Trustee in Bankruptcy, etc., Petitioner,

178 vs.

Ingersoll Bowditch, et al.

This case was argued by Mr. Lester D. Melzer for the petitioner, and by Mr. Burton E. Bates for the respondents.

Borden's Farm Products Company, Inc., Appellant,

260 vs.

Charles M. Baldwin, as Commissioner of Agriculture, etc., et al.

The argument of this case was commenced by Mr. Walter E. Hope for the appellant, and continued by Mr. Henry S. Manley for the appellees.

Proclamation being made the Court is adjourned until tomorrow at 10 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Alex G. McKnight, It is ordered that Irwin Geiger, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Homan W. Walsh, It is ordered that Lyttleton Waddell, Esquire, of Charlottesville, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Burton Smith, It is ordered that Kenneth G. Heisler, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Hill, It is ordered that T. Wade Morrison, Esquire, of Tampa, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Hill, It is ordered that Gus C. Edwards, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Borden's Farm Products Company, Inc., Appellant,
296 vs.
Charles H. Baldwin, as Commissioner of Agriculture, etc., et al.

The argument of this case was continued by Mr. Henry E. Manley for the appellees, and concluded by Mr. Walter E. Hope for the appellant.

E. R. Squibb & Sons,
42 vs.
Mallinckrodt Chemical Works.

This case was argued by Mr. Frederick H. Wood for E. R. Squibb & Sons, and by Mr. Frank Y. Gladney for Mallinckrodt Chemical Works.

Sarah Enelow, Petitioner,
47 vs.
New York Life Insurance Company.

This case was argued by Mr. Charles H. Sachs for the petitioner and by Mr. William H. Eckert for the respondent.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
51 vs.
Union Pacific Railroad Company.

This case was argued by Mr. H. Brian Holland for the petitioner and by Mr. Henry W. Clark for the respondent.

E. Forrest Mitchell, Insurance Commissioner of the State of California, Petitioner,
54 vs.
Berthe H. Maurer, et al.

The argument of this case was commenced by Mr. Frank L. Burrell for the petitioner.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Robert Ash, It is ordered that David H. Fulton, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Homer A. Holt, It is ordered that Thomas B. Jackson, Esquire, of Charleston, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Homer A. Holt, It is ordered that William Holt Woodell, Esquire, of Charleston, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. B. Harris Henderson, It is ordered that Frederick W. Hemmingsen, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Milton Dunn, It is ordered that I. Irwin Bolotin, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Isaac C. Wright, Esquire, of Wilmington, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that J. H. McLain, Esquire, of Charlotte, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Chauncey Depew Snow, It is ordered that Herbert B. Gerhart, Esquire, of Santa Fe, State of New Mexico, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. B. Harris Henderson, It is ordered that Charles F. Stein, Jr., Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

E. Forrest Mitchell, Insurance Commissioner of the State of California, Petitioner,
54 vs.
Bertha E. Maurer, et al.

The argument of this case was continued by Mr. Frank L. Guerena for the petitioner, and was submitted by Mr. Edw. D. Lyman and Mr. P. F. Plumb for the respondents.

The Indiana Farmer's Guide Publishing Company, Petitioner,

60 vs.

The Prairie Farmer Publishing Company, et al.

The argument of this case was commenced by Mr. Eben Lesh for the petitioner; continued by Mr. Maxwell V. Beghtol for the respondent; and concluded by Mr. U. S. Lesh for the petitioner.

Frances Wetzel, Appellant,

62 vs.

Ira J. Fulton, Superintendent of Banks of the State of Ohio, etc.

The motion to dismiss this case was submitted by Mr. Luther Day for the appellee, in support of the motion, and by Mr. Wm. K. Gardner and Mr. Merritt A. Vickery for the appellant in opposition thereto.

Frances Wetzel, Appellant,

61 vs.

Ira J. Fulton, Superintendent of Banks of the State of Ohio, etc.

The argument of this case was commenced by Mr. Merritt A. Vickery for the appellant; continued by Mr. Luther Day for the appellee; by Mr. John W. Bricker for the appellee; and by Mr. William K. Gardner for the appellant.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

FRIDAY, NOVEMBER 9, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Edward Stafford, It is ordered that S. Whitney Landon, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lewis M. Poe, Jr., It is ordered that Frank A. Stamper, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Rigby, It is ordered that Jacob Logan Fox, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward Allan Setzler, It is ordered that Margaret Parshall Setzler, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harvey D. Jacob, It is ordered that James Thomas, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harvey D. Jacob, It is ordered that Clarence Atwell Thomas, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Thomas Wetzel, Appellant,

62 vs.

Ira J. Fulton, Superintendent of Banks of the State of Ohio, etc.

The argument of this case was concluded by Mr. Wm. K. Gardner for the appellant.

R. H. Davis, Trading as Davis Motor Sales, Petitioner,

68 vs.

Aetna Acceptance Company.

This case was argued by Mr. Franklin D. Trueblood for the petitioner, and by Mr. W. S. Kleinman for the respondent.

Fred L. Fox, in his individual right and in his official capacity as Tax Commissioner of the State of West Virginia, Appellant,

69 vs.

Standard Oil Company of New Jersey.

This case was argued by Mr. Moser A. Holt for the petitioner, and by Mr. H. D. Rummel for the appellee.

Lizzie May McCullough, Executrix, etc., Petitioner,

72 vs.

W. M. Smith, Administrator, etc.

This case was argued by Mr. J. Howard McLain for the petitioner. No appearance for the respondent.

David G. Dimick, Petitioner,

78 vs.

Peter Schiedt.

This case was submitted by Mr. David H. Fulton and Mr. Leo M. Harlow for the petitioner, and by Mr. John G. Palfrey for the respondent.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. I. Faerber Goldman, It is ordered that Emanuel Weitz, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert E. Lynch, It is ordered that Milton E. Wermelstein, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Stanley Thompson, It is ordered that William L. Marcey, Jr., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bernard J. Gallagher, It is ordered that Carl B. Carlton, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick H. Wenglausen, It is ordered that J. Calvin Carney, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Stanley Thompson, It is ordered that Richard A. Maher, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Enrietto, It is ordered that Leon E. Hausheimer, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas E. Robertson, It is ordered that Burton C. Meighan, Jr., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald V. Hunter, It is ordered that Douglass Van Dyke, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that James O. Cade, Esquire, of Amarillo, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence A. Baker, It is ordered that Charles H. Kelly, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence A. Baker, It is ordered that Frederick J. Powell, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles McCamic, It is ordered that Frank A. O'Brien, Esquire, of Wheeling, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles McCamic, It is ordered that Jay T. McCamic, Esquire, of Wheeling, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that James E. Horton, Esquire, of Durham, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry Epstein, It is ordered that Ambrose V. McCall, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry Epstein, It is ordered that John F. X. McGohey, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice said:

"The orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

The State of Ohio, et al.,
Appellants,
968 O.C..1933. vs.
The United States of America,
Interstate Commerce Commission, et al.

Appeal from the District Court of the United States for the Southern District of Ohio.

A petition for rehearing having been granted to the appellant, Empire Sheet & Tinplate Company, as respects only so much of the decree of the court below and the order of the Interstate Commerce Commission in its docket No. 7036, Empire Steel Corporation v. Baltimore and Ohio Railroad Company, et al., as affects the reduction in the rate by the Ohio Public Utilities Commission between the Cambridge district and Mansfield, Ohio, from $1.76 to $1.51, and the restoration thereof by the Interstate Commerce Commission to $1.76, and said cause having been argued by counsel on the questions set forth in the petition for rehearing as stated above;

On full consideration the Court finds that the grounds advanced in the petition for rehearing are untenable, and that there is no reason for disturbing the judgment heretofore entered.

Per Mr. Chief Justice Hughes.

The Hoover Motor Express Company, Inc., et al., Appellants,
491 vs.
Dancey Fort, Commissioner of Finance and Taxation, et al., etc.

Appeal from the Supreme Court of the State of Tennessee.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Tennessee, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Thomas J. Mooney, Petitioner.

A rule is ordered to issue, returnable within forty days from this date, requiring the respondent to show cause why leave to file the petition for a writ of habeas corpus should not be granted.

Per Mr. Chief Justice Hughes.

State of Wisconsin, Plaintiff,

15, Original. vs.

State of Michigan, Defendant.

The report of the Special Master herein is received and ordered to be filed. It is ordered that exceptions to the said report, if any, be filed on or before December 10, next; that briefs upon such exceptions be filed on or before January 21; and that reply briefs, if any, be filed on or before February 4. The cause is assigned for hearing on Monday, February 11, next, at the head of the call for that day.

Per Mr. Chief Justice Hughes.

G. D. Swinson, Petitioner,

338 vs.

Chicago, St. Paul, Minneapolis and Omaha Railway Company.

On consideration of the motion to advance this case,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Hammond Clock Company, Petitioner, vs. Henry T. Schiff. — On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

115

It appearing to the Court that counsel for the petitioner have filed a motion in the above entitled cause to reverse the decree of the said Circuit Court of Appeals and remand the cause with directions to dismiss on the ground that the cause herein has become moot by reason of settlement between the parties, and counsel for the respondent having consented to the entry of an order pursuant to said motion;

On consideration whereof, It is ordered by this Court that the said motion be, and the same is hereby, granted.

And it is further ordered that the decree of the said Circuit Court of Appeals, in this cause be, and the same is hereby, reversed, without costs to either party; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois with directions to vacate its decree and to dismiss the bill of complaint as against the respondent without prejudice, and without costs to either party, upon the ground that the cause is moot.

Per Mr. Chief Justice Hughes.

Pierre d'A. Philippo, Petitioner, vs. People of the State of California.

509

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pierre d'A. Philippo,
Petitioner,
vs.
People of the State of California.

On petition for writ of certiorari to the District Court of Appeal of the State of California, 3rd Appellate District.

On consideration of the petition for a writ of certiorari herein to the District Court of Appeal, of the State of California, 3rd Appellate District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George A. Adamos, Petitioner,
vs.
New York Life Insurance Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted, and the case is advanced and assigned for argument on Monday, December 3 next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Morse Dry Dock & Repair Company,
Petitioner,
vs.
Steamship "President Arthur", American Palestine Line, Inc., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice took no part in the consideration or decision of this application.

The United States of America, ex rel. John A. Campbell, Petitioner,
448 vs.
Henry C. Hill, Warden, U. S. Northeastern Penitentiary, Lewisburg, Pa.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, ex rel.
John A. Campbell, Petitioner,
448 vs.
Henry C. Hill, Warden, U. S. Northeastern Penitentiary, Lewisburg, Pa.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomas Donegan, A. Unrein, John S. Bird, et al., etc., Petitioners,
449 vs.
T. W. Lillard and W. D. Jochems, as Receivers, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, on the
Relation of Albert R. Knight and Albert
R. Knight, on his own Behalf, Petitioner, vs. William L. Mellon. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

441

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, on the
Relation of Albert R. Knight and Albert
R. Knight, on his own Behalf, Petitioner, vs. H. L. Stone. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

442

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, on the
Relation of Albert R. Knight and Albert
R. Knight, on his own Behalf, Petitioner, vs. Gale R. Nutty. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

444

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, on the
Relation of Albert S. Knight and Albert
S. Knight, On His Own Behalf,
Petitioner,
446 vs.
F. J. Lacey.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, on the
Relation of Albert S. Knight and Albert
S. Knight, on His Own Behalf,
Petitioner,
447 vs.
W. J. Guthrie.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, on the
Relation of Albert S. Knight and Albert
S. Knight, on His Own Behalf,
Petitioner,
447 vs.
George S. Davison.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

[illegible] Greenbaum, as Administratrix of
the Estate of Arthur G. Greenbaum,
[illegible]eased, Petitioner,
[illegible]3 vs.
Columbian National Life Insurance
Company of Boston, Mass.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the [illegible]rgument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Shreveport Producing & Refining
Company, Inc.,
Petitioner,
458 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Eastern Ohio Transport Corporation,
Petitioner,
464 vs.
City of Wheeling and Fred H. Frazier,
Chief of Police of the City of Wheeling.

On petition for writ of certiorari to the Supreme Court of Appeals of the State ofWest Virginia.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of Appeals of the State of West Virginia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Stafford Coastal Company,
Petitioner,
vs.
Lackawanna Coastal Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

478

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pittsburgh Terminal Coal Corporation,
Petitioner,
vs.
Martha Williams Bennett, Administratrix of the Estate of S. A. Williams, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

485

On consideration of the petition for a writ of certiorariherein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jessie D. Berk, Petitioner,
vs.
The Montgomery County National Bank, etc.

131

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mississippi Valley Trust Company, et al., Petitioners,

vs.

Commissioner of Internal Revenue.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Order.

The Court will take a recess from Monday, November 19, to Monday, December 3, next.

Per Mr. Chief Justice Hughes.

Louise M. Hunt, a Femme Sole, etc., Petitioner,

91 vs.

Western Casualty Company.

This case was argued by Mr. E. C. Street for the petitioner, and was submitted by Mr. Charles J. Faulkner, Jr., for the respondent.

Fannie Abrams, George Pleayl, et al., Appellants,

186 vs.

George S. Van Schaick, as Superintendent of Insurance, etc.

A motion for leave to file brief of S. Fay Carr and William L. Marcy, Jr., as amici curiae was submitted by Mr. William L. Marcy, Jr., in that behalf, and the motion was denied.

Fannie Abrams, George Pleayl, et al., Appellants,

186 vs.

George S. Van Schaick, as Superintendent of Insurance, etc.

Leave was granted appellants to file a reply brief on or before Thursday next, on motion of Mr. Milton B. Hermelstein for the appellants.

Fannie Abrams, George Pleayl, et al., Appellants,

186 vs.

George S. Van Schaick, as Superintendent of Insurance, etc.

This case was argued by Mr. Morris L. Ernst for appellee, George S, Van Schaick, Superintendent of Insurance; by Mr. Samuel Kramer for appellee, Isidor Silberberg, and was submitted by Mr. Samuel Untermyer, Mr. James M. Beck, and Mr. Edward Endelman for the appellants.

United States Mortgage Company, et al., Petitioners,

441 vs.

Mary E. Matthews, et al.

The argument of this case was commenced by Mr. James Thomas for the petitioner; continued by Mr. Charles F. Stein, Jr., and Mr. Frederick H. Cunningham for the respondents; and concluded by Mr. William L. Marbury, Jr., for the petitioner.

John P. McLaughlin, Collector of Internal Revenue, etc., Petitioner,

125 vs.

Pacific Lumber Company.

The argument of this case was commenced by Mr. Solicitor General Biggs for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. Wallace Haynes Walker, It is ordered that Teresa Neley Fromholz, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Leon E. Kaumeimer, It is ordered that George A. Affeldt, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles R. Allen, It is ordered that Joseph Joffe, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George C. Baldt, It is ordered that Michael J. Mozola, Esquire, of Hamtramck, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Ash, It is ordered that Leslie E. Martlew, Esquire, of Wichita Falls, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Justin Miller, It is ordered that John S. Bradway, Esquire, of Durham, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Swagar Sherley, It is ordered that Gustave A. Stamm, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

John P. McLaughlin, Collector of Internal Revenue, etc., Petitioner,
128 vs.
Pacific Lumber Company.

The argument of this case was continued by Mr. Solicitor General Biggs for the petitioner, by Mr. Claude R. Branch for the respondent; and concluded by Mr. Solicitor General Biggs for the petitioner.

Catherine Llewellyn Van Wart, etc., Petitioner,
89 vs.
Commissioner of Internal Revenue.

This case was argued by Mr. Frederick R. Gibbs for the petitioner, and by Mr. Assistant Solicitor General MacLean for the respondent.

Old Mission Portland Cement Company, Petitioner,

107 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

This case was argued by Mr. George E. H. Goodner for the petitioner, and by Mr. Robert N. Anderson for the respondent.

Gulf, Mobile & Northern Railroad Company, Petitioner,

412 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

This case was argued by Mr. George E. H. Goodner for the petitioner, and by Mr. Robert N. Anderson for the respondent.

The United States of America, Petitioner,

110 vs.

Guaranty Trust Company of New York.

The argument of this case was commenced by Mr. Justin Miller for the petitioner.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. Bernard F. Garvey, It is ordered that John Morris Brady, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John S. Barbour, It is ordered that Burnett Miller, Esquire, of Culpeper, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph M. Raley, It is ordered that Samuel S. Leibowitz, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel A. Lyon, It is ordered that George W. English, Jr., Esquire, of Fort Lauderdale, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. Regis Noel, It is ordered that Lester C. Dibble, Esquire, of Mason City, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. Regis Noel, It is ordered that Arthur L. Rule, Esquire, of Mason City, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard D. Daniels, It is ordered that Edward I. Rothbart, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel H. Horne, It is ordered that Rolland O. Wilson, Esquire, of Enid, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Abraham Posner, Petitioner,

119 vs.

Gustave Anderson, Individually and as Administrator, etc.

This case was submitted by Mr. Emanuel van Dernoot for the petitioner, and by Mr. George L. Buland and Mr. Charles L. Minor for the respondent.

The United States of America, Petitioner,

120 vs.

Guaranty Trust Company of New York.

The argument of this case was continued by Mr. Justin Miller for the petitioner, and concluded by Mr. Theodore Kiendl for the respondent.

Harry Schnell and Samuel Schnell, Co-partners, etc., Petitioners,

134 vs.

The Steamship "Vallescura", her engines, etc., et al.

This cause was argued by Mr. Samuel Jaffa for the petitioners, and by Mr. Homer L. Loomis for the respondent.

Marine National Exchange Bank of Milwaukee, et al., Petitioners,

148 vs.

Kalt-Zimmers Manufacturing Company, et al.

The argument of this case was commenced by Mr. Leon E. Kanaitzer for the petitioner, and continued by Mr. Irving A. Fish for the respondent, and by Mr. George A. Affeldt for the petitioners.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George H. Koster, It is ordered that Llewellyn A. Luce, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Hill, It is ordered that Alec Baker, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Province M. Payne, It is ordered that Henry Burton Street, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sidney S. Alderman, It is ordered that Coleman Avery, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Abraham Posner, Petitioner,

116 vs.

Gustave Anderson, Individually, etc.

Leave was granted petitioner to file a reply brief within 3 days, on motion of Mr. Gregory Hankin in behalf of counsel for petitioner.

Marine National Exchange Bank of Milwaukee, et al., Petitioners,

148 vs.

Kalt-Wismore Manufacturing Company, et al.

The argument of this case was continued by Mr. George A. Affeldt for the petitioners, and concluded by Mr. Irving A. Fish for the respondents.

The Mutual Life Insurance Company of New York, Petitioner,

184 vs.

E. E. Jonnson, Administrator, etc.

This case was argued by Mr. James C. Martin for the petitioner, and by Mr. Burnett Miller and Mr. John E. Barbour for the respondent.

The United States of America, Petitioner,

181 vs.

Irah D. Spaulding.

This case was argued by Mr. Will G. Hardelan for the petitioner, and by Mr. Warren E. Miller for the respondent.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

170 vs.

Twin Bell Oil Syndicate.

The argument of this case was commenced by Mr. Assistant Attorney General Tidwell for the petitioner, and continued by Mr. George H. Koster for the respondent.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George C. Holt, It is ordered that Morris Berick, Esquire, of Pawtucket, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Chas. S. Baker, It is ordered that Albert Holmes Aldridge, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Melville D. Church, It is ordered that J. Smith Christy, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert F. Cogswell, It is ordered that Harold F. Trapp, Esquire, of Lincoln, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Thomas W. White, Collector of
Internal Revenue,
Petitioner,
100 vs.
Katharine W. Atkins.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

This cause having been called to the attention of the Court by Mr. Solicitor General Biggs, and he having moved the Court to dismiss the writ of certiorari in this cause;

Therefore, pursuant to said motion, it is ordered by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
170 vs.
Twin Bell Oil Syndicate.

The argument of this case was continued by Mr. George H. Koster for the respondent, and concluded by Mr. Assistant Attorney General Wideman for the petitioner.

William E. Herring, Petitioner,
176 vs.
Commissioner of Internal Revenue;

Eula Day Herring, Petitioner,
177 vs.
Commissioner of Internal Revenue.

These cases were argued by Mr. Robert Ash for the petitioners and by Mr. Assistant to the Attorney General Stanley for the respondent.

John C. Schumacher, Sheriff of Butler County, Ohio, Petitioner,
215 vs.
Ralph K. Beeler, Trustee, etc.

This case was argued by Mr. Coleman Avery for the petitioner, and by Mr. Province M. Pogue and Mr. Henry B. Street for the respondent.

Proclamation being made the Court is adjourned until Monday, November 19 next, at 11 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone,. Associate Justices.
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John F. Moore, It is ordered that Frank H. Towsley, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold M. Stephens, It is ordered that Thomas L. Marshall, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Cornelius H. Dougherty, It is ordered that Joseph S. Lewis, Esquire, of Ponca City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William S. Culbertson, It is ordered that Dale Travis Link, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that George Henry Huft, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hallock P. Long, It is ordered that H. R. Colwell, Esquire, of E. Falls Church, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Challen B. Ellis, It is ordered that John Leo Quinlan, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Duncan U. Fletcher, It is ordered that H. Loy Anderson, Esquire, of Ocala, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following order:

Fannie Abrams, George Pleayl and
Lillie E. Graf, Appellants, Appeal from the Supreme Court of the
186 vs. State of New York.
George S. Van Schaick, as Superintendent
of Insurance of the State of New York
and Isidor Silberberg.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

E. R. Squibb & Sons, vs. Mallinckrodt Chemical Works. On a certificate from the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is the opinion of this Court that Question 1 must be answered in the affirmative.

Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

Louise M. Hunt, a Feme Sole, Personally and as Guardian of the Estate of Jack Russell Hunt and Sarah Ann Hunt, Minors, Petitioner, vs. Western Casualty Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered by this Court that the writ of certiorari in this cause, be, and the same is hereby, dismissed with costs as improvidently granted; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

Abraham Posner, Petitioner,

219 vs.

Gustave Anderson, Individually and as Administrator of the Estate of Mary Moran Anderson, etc.

On writ of certiorari to the Supreme Court of the State of New York, Appellate Division.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, Appellate Division, and was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the writ of certiorari in this cause, be, and the same is hereby, dismissed as improvidently granted.

Per Mr. Chief Justice Hughes.

Frances Wetzel,

Appellant,

62 vs.

Ira J. Fulton, Superintendent of Banks of the State of Ohio, etc.

Appeal from the Supreme Court of the State of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Martha Bright Farms, Inc., Everglade Farms, Inc., Los Olas Properties, Inc., et al., Appellants,
461 vs.
Harry C. Davis, Bradford-Irving Corporation and Yeomen Mutual Life Insurance Company of Iowa.

Appeal from the Supreme Court of the State of Florida.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Florida, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: G. C. Wood, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George P. Hudson and Abraham E. Massman, Petitioners,
462 vs.
Texas Gulf Sulphur Company, Joseph Snyder, Thomas E. Wing, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this application.

Consolidated Dairy Products
Company, Inc., Petitioner,
512 vs. On petition for writ of certiorari
Irving Trust Company, as Trustee to the United States Circuit Court
in Bankruptcy of United Cigar of Appeals for the Second Circuit.
Stores Company of America.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone and Mr. Justice Roberts took no part in the consideration or decision of this application.

Consolidated Dairy Products
Company, Inc., Petitioner,
513 vs. On petition for writ of certiorari
Irving Trust Company, as Trustee to the United States Circuit Court
in Bankruptcy of Retail Chemists of Appeals for the Second Circuit.
Corporation.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone and Mr. Justice Roberts took no part in the consideration or decision of this application.

Nelson E. Johnson, Receiver of
Atlantic, Pacific & Gulf Oil Company and Dean O. Howe,
Petitioners,
110 vs.
Kansas City, Missouri, a Municipal Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frances H. Jeffers,
Petitioner,
463 vs.
Bankers Life Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Firemen's Insurance Company,
Petitioner,
466 vs.
Otto L. Follett and Henry C. Bennett.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

General Gas & Electric Corporation, Petitioner, vs. Commissioner of Internal Revenue.
476 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jonesboro Compress Company, Petitioner, vs. Mente & Company, Inc.
497 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jonesboro Compress Company, Petitioner, vs. Mente & Company, Inc.
498 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. Wilbur Miller, et al., Petitioners,
369 vs.
The Pyrites Company, Inc., et al.

O. E. Merrell, et al., Petitioners,
370 vs.
The Pyrites Company, Inc., et al.

A petition for rehearing having been filed in these causes,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Norman C. Norman, Petitioner,
470 vs.
The Baltimore and Ohio Railroad Company;

The United States of America, et al., Petitioners,
471 vs.
Bankers Trust Company, et al.;

The United States of America, et al., Petitioners,
472 vs.
Bankers Trust Company, et al.;

F. Eugene Hortz,
531 vs.
The United States;

John M. Perry,
532 vs.
The United States.

On consideration of the motion of Mr. Solicitor General Biggs to assign these cases for argument on Tuesday, January 8, 1935,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Charles Guss, Petitioner,

308 vs.

Louis S. Wetmore, et al.

On consideration of the motion in behalf of counsel for the petitioner for leave to file a petition for rehearing in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Thomas C. Rowley, as Treasurer, etc., et al., Petitioners,

9 vs.

Chicago and Northwestern Railway Company.

On consideration of the motion to stay the mandate in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

State of Florida ex rel. Stephen A. Vetter, Appellant,

527 vs.

W. V. Knott, State Treasurer and Ex Officio Insurance Commissioner.

Appeal from the Supreme Court of the State of Florida.

It appearing to the Court that counsel for the respective parties have filed a stipulation providing for the dismissal of the above entitled cause with prejudice at the appellant's cost.

Therefore, in pursuance of said stipulation, it is ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed with costs and with prejudice.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until Monday, December 3, at 12 o'clock.

MONDAY, DECEMBER 3, 1934 -

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Horace Russell, It is ordered that Fred W. Catlett, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James A. Brearley, It is ordered that James A. Hoffman, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Minitree J. Fulton, it is ordered that Robt. D. Rose, Esquire, of Richmond, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph W. Milburn, It is ordered that Edmund Dill Scotti, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Justin Miller, It is ordered that Oscar Moss, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. Hoe Williams, It is ordered that Bellard T. Luppes, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Newton D. Baker, It is ordered that Howard F. Burns, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Newton D. Baker, It is ordered that Julian S. Lawrence, Esquire, of Norfolk, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Parker Dodge, It is ordered that Merrell E. Clark, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Parker Dodge, It is ordered that Henry R. Ashton, Esquire, of Pronxville, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James A. Dearley, It is ordered that Ralph Elmore Williamson, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry R. Gower, It is ordered that Harold R. Oaken, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

S. H. Davis, Trading as Davis Motor Sales, Petitioner,
68 vs.
Aetna Acceptance Company.

On writ of certiorari to the Appellate Court of the State of Illinois, First District.

This cause came on to be heard on the transcript of the record from the Appellate Court of the State of Illinois, First District, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Appellate Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Appellate Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Cardozo,

The Mutual Life Insurance Company of New York, Petitioner,
154 vs.
E. E. Johnson, Administrator of Benjamin F. Cooksey, Deceased.

On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Virginia.

Per Mr. Justice Cardozo.

Irving Trust Company, as Trustee in Bankruptcy of Outfitters Operating Realty Co., Inc., Petitioner,

22 vs.

A. W. Perry, Inc.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Roberts.

Irving Trust Company, as Trustee in Bankruptcy of Sarnoff-Irving Hat Stores, Inc., Bankrupt, Petitioner,

173 vs.

Ingersoll Bowditch, Stephen W. Sleeper and Francis H. Appleton, Jr., Trustees of the Real Estate Associates..

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Roberts.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Twin Bell Oil Syndicate. — On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

170

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

William E. Herring, Petitioner, vs. Commissioner of Internal Revenue. — On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

176

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Walt. Jay Harris, Petitioner, vs. Commissioner of Internal Revenue. 177

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Union Pacific Railroad Company. 81

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Stone.

Old Mission Portland Cement Company,

Petitioner,

107 vs.

Guy T. Helvering, as Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Stone.

Mr. Justice Butler and Mr. Justice Roberts think that so much of the judgment as sanctions the Commissioner's refusal to deduct the bond discount should be reversed.

Gulf, Mobile & Northern Railroad Company,

Petitioner,

413 vs.

Guy T. Helvering, as Commissioner of Internal Revenue.

On writ of certiorari to the United States Court of Appeals for the District of Columbia.

This cause came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals.

Per Mr. Justice Stone.

Mr. Justice Butler and Mr. Justice Roberts think the judgment should be reversed.

Harry Schnell and Samuel Schnell,
Co-partners Doing Business as
H. Schnell & Co., Petitioners,
134 vs.
The Steamship "Vallescura", Her
Engines, etc., Lloyd Mediterraneo.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Albert W. Hamilton, by Albert Hamilton,
His Guardian Ad Litem, W. Alonzo
Reynolds, Jr., By His Guardian Ad
Litem, W. Alonzo Reynolds, et al.,
Appellants,
55 vs.
The Regents of the University of
California, Robert Gordon Sproul, and
Ernest Carroll Moore.

Appeal from the Supreme Court of the State of California

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Butler.

Concurring opinion by Mr. Justice Cardozo in which Mr. Justice Brandeis and Mr. Justice Stone join.

The Indiana Farmer's Guide
Publishing Company, Petitioner,
60 vs.
The Prairie Farmer Publishing Company, Wallace Publishing Company, The Wisconsin Farmer Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of Indiana with directions that petitioner be granted a new trial.

Per Mr. Justice Butler. [illegible]

E. Forrest Mitchell, Insurance Commissioner
of the State of California, Petitioner,
54 vs.
Bertha E. Maurer and International Re-Insurance Corporation.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of California with directions to dismiss the bill for want of federal jurisdiction.

Per Mr. Justice Brandeis.

Lizzie May McCullough, Executrix
of the Estate of Ida Reid,
Deceased, Petitioner,
72 vs.
W. M. Smith, Administrator of the
Estate of Moses Reid, Deceased.

On writ of certiorari to the
Supreme Court of the
State of North Carolina.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of North Carolina, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice McReynolds.

United States Mortgage Company and
The Mortgage Guarantee Company,
Petitioners,
441 vs.
Mary E. Matthews and John Matthews.

On writ of certiorari to the
Court of Appeals of the
State of Maryland.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of Maryland, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Appeals, in this cause be, and the same is hereby reversed with costs; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further action not in conflict with the opinion of this Court.

Per Mr. Justice McReynolds.

Borden's Farm Products Company, Inc.,

Appellant,

166 vs.

Charles H. Baldwin, as Commissioner of Agriculture and Markets of the State of New York et al., etc.

Appeal from the District Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone and Mr. Justice Cardozo concur in the result.

Guy T. Helvering, Commissioner of Internal Revenue,

Petitioner,

17 vs.

Leland Powers, Executor, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following order of the Court:

Wisconsin & Michigan Fire Ins., Inc.,
Caruso Pinella, Battaglia Co. Inc.,
et al., Appellants,
vs.
Railway Express Agency, Inc., et al.

Appeal from the District Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice now filed with the Clerk and will not be announced orally."

Thomas C. Dudley, as Treasurer, etc., et al., Petitioners,
vs.
Chicago and Northwestern Railway Company.

Ordered that in this cause the opinion announced November 6, 1944, be and hereby it is amended by inserting at the end and before the words "Decree reversed" these words: "The district court may cause to be corrected the error in calculation referred to in nominal note 2."

Per Mr. Chief Justice Hughes.

Joseph A. Broderick, Superintendent of Banks, etc., Appellant,

vs.

Mary Rosner, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Charles Minchella, Petitioner,

vs.

The State of Michigan.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles Minchella, Petitioner,

vs.

The State of Michigan.

On petition for writ of certiorari to the Supreme Court of the State of Michigan.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Michigan, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John P. Goodman, Petitioner,

vs.

Louis E. Kunkle, Warden, Indiana State Prison.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

[illegible], Petitioner,

vs.

Louis F. Kunkle, Warden,
Indiana State Prison.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lawyers County Trust Company, Petitioner,

vs.

William Reinhart and Paul Kellner, Individually and as Co-Partners Trading Under the Name of W. Reinhart & Co.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is ordered for argument immediately following No. 148.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Fox Film Corporation, Petitioner,

vs.

A. S. Muller.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Minnesota is granted, and it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Continental Illinois National Bank and Trust Company of Chicago, Petitioner,

479 vs. Order allowing certiorari.

The Chicago, Rock Island & Pacific Railway Company, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Continental Illinois National Bank and Trust Company of Chicago, Petitioner,

480 vs. Order allowing certiorari.

The Chicago, Rock Island & Pacific Railway Company, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Chase National Bank of the City of New York, Petitioner,

481 vs. Order allowing certiorari.

The Chicago, Rock Island & Pacific Railway Company, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Chase National Bank of the City of New York, Petitioner,

482 vs. Order allowing certiorari.

The Chicago, Rock Island & Pacific Railway Company, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted, and it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Mississippi Valley Trust Company, Petitioner,

483 vs. Order allowing certiorari.

The Chicago, Rock Island & Pacific Railway Company, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Mississippi Valley Trust Company, Petitioner,

484 vs. Order allowing certiorari.

The Chicago, Rock Island & Pacific Railway Company, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Harris Trust and Savings Bank, Petitioner,

435 vs. Order allowing certiorari.

The Chicago, Rock Island & Pacific Railway Company, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Harris Trust and Savings Bank, Petitioner,

436 vs. Order allowing certiorari.

The Chicago, Rock Island & Pacific Railway Company, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The New York Trust Company, Petitioner,

437 vs. Order allowing certiorari.

The Chicago, Rock Island & Pacific Railway Company, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The New York Trust Company,

Petitioner,

488 vs. Order allowing certiorari.

The Chicago, Rock Island & Pacific Railway Company, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Reconstruction Finance Corporation, Petitioner,

489 vs. Order allowing certiorari.

The Chicago, Rock Island & Pacific Railway Company, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Reconstruction Finance Corporation, Petitioner,

490 vs. Order allowing certiorari.

The Chicago, Rock Island & Pacific Railway Company, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Great Northern Railway Company, Petitioner,

490 vs. Order allowing certiorari.

P. B. Sullivan, Doing Business as

Alberta Coal Sales Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Madison L. Miller, Jr., Petitioner,

342 vs. Order allowing certiorari.

The United States of America.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

William A. S. Douglas and The American Mercury, Inc., Petitioners,

519 vs. Order allowing certiorari.

Elijah William Cunningham and Post Publishing Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Steamship "[illegible]",
Societe Nationale de Navigation, Claimant, Petitioner,
311 vs. Order allowing certiorari.
The Knickerbocker Fruiters Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Manufacturers' Finance Company, Petitioner,
555 vs. Order allowing certiorari.
Frank A. McKey, as Trustee in Bankruptcy of
the Estate of Grigsby-Grunow Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Aktieselskabet "Curco", as Owner of the
Norwegian Steamship "Tolumn", Petitioner,
714 vs. Order allowing certiorari.
Steamship "Cuscresco", Her Engines, Boilers, etc.,
Submarine Boat Corporation, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Elizabeth M. Tolfree, Petitioner, vs. New York Title & Mortgage Company, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit. 501

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Justice Van Devanter.

The Chief Justice took no part in the consideration or decision of this application.

Beatrice Olive Rees, Petitioner, vs. New York Title & Mortgage Company, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit. 503

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Justice Van Devanter.

The Chief Justice took no part in the consideration or decision of this application.

Flora Jacoby, Clarence P. Schultz and Sarah A. Schultz, Petitioners, vs. Bond and Mortgage Guarantee Company, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit. 504

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Justice Van Devanter.

The Chief Justice took no part in the consideration or decision of this application.

[illegible] and Alfred Hayes,
Petitioners,
vs.
Lawyers Title & Guaranty Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Justice Van Devanter,

The Chief Justice took no part in the consideration or decision of this application.

John E. Gardner,
Petitioner,
vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Erie Railroad Company,
Petitioner,
vs.
[illegible] Fritsch and Robert Fritsch,
Her Husband.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Erie Railroad Company, Petitioner,

475 vs.

David Landau, Individually, and Molly Landau, a Minor, by Her Father and Next Friend, David Landau.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Randolph S. Warner,

Petitioner,

493 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Oregon-Washington Railroad & Navigation Company, Petitioner,

492 vs.

Lawrence S. Jorgensen.

On petition for writ of certiorari to the Supreme Court of the State of Washington.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Washington, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George A. Threlkeld, Petitioner, vs. The United States of America. 494

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Standard Oil Company of Colorado, Petitioner, vs. Standard Oil Company. 500

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Oscar M. Hartzell, Petitioner, vs. The United States of America. 501

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John M. Freeman, Petitioner,
vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lavinia R. Strong, Petitioner,
vs.
John J. Rogers, Collector of United States Internal Revenue for the Fifth Collection District of New Jersey.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomas O'Connor, Petitioner,
vs.
Ida Davitt.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New York & Cuba Mail Steamship
Company, Petitioner,
289 vs. On petition for writ of certiorari
American Steamship Owners Mutual to the United States Circuit Court
Protection & Indemnity Association, Inc. of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomas C. Howley, as Treasurer, etc., et al., Petitioners,
8 vs.
Chicago and Northwestern Railway Company.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George W. McCandless, as Receiver, etc., Petitioner,
11 vs.
Maxime A. Furlaud, et al.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Brotherhood of Locomotive Firemen and Enginemen, et al., Petitioners,
32 vs.
Ella M. Pinkston.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles Gass, Petitioner,

208 vs.

Louis S. Wetmore, et al.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alice L. Maxfield, Petitioner,

397 vs.

Canadian Pacific Railway Company.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sabine Towing Company, Inc., et al., Petitioners,

401 vs.

Sophia Brennan, Administratrix, etc., et al.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George A. Adamos, Petitioner,

451 vs.

New York Life Insurance Company.

This case was argued by Mr. Charles H. Sachs for the petitioner, and by Mr. Wm. H. Eckert for the respondent.

Samuel B. Smith, Petitioner,

102 vs.

E. H. Snow, et al.

The argument of this case was commenced by Mr. Newton D. Baker for the petitioner, and continued by Mr. Ralph E. Williamson for the respondents.

Proclamation being made the Court is adjourned until tomorrow, at [illegible]

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James Austin Stone, It is ordered that S. Mortimer Ward, Jr., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jo. W. Morgan, It is ordered that John Joseph Hennessy, Esquire, of Savannah, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edwin F. Hunt, It is ordered that Wm. C. Cook, Esquire, of Nashville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. McClure, It is ordered that John D. Shaner, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America, on the relation of Albert R. Knight, etc.,
441 vs. Petitioner,
William L. Mellon;

The United States of America, on the relation of Albert R. Knight, etc.,
442 vs. Petitioner,
[illegible]. Stone;

The United States of America, on the relation of Albert R. Knight, etc.,
444 vs. Petitioner,
Gale R. Mutty;

The United States of America, on the relation of Albert R. Knight,etc.,
445 vs. Petitioner,
[illegible]. A. Leovy;

The United States of America, on the relation of Albert R. Kngith, etc.,
446 vs. Petitioner,
W. J. Guthrie;

The United States of America, on the relation of Albert R. Knight, etc.,
447 vs. Petitioner,
George S. Davison.

On consideration of the motion in behalf of counsel for the petitioner to extend the time within which to file a petition for rehearing for 30 days,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Samuel B. Smith, Petitioner,

102 vs.

E. H. Snow, et al.

The argument of this case was continued by Mr. Ralph E. Williamson for the respondents and concluded by Mr. Albert L. Ely for the petitioner.

Herbert H. Waxham, doing business as Waxham Hatcheries, Petitioner,

208 vs.

Samuel B. Smith, et al.

This case was argued by Mr. Drury W. Cooper for the petitioner and by Mr. Albert L. Ely for the respondents.

Evelyn F. Gregory, Petitioner,

127 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

The argument of this case was commenced by Mr. Hugh Satterlee for the petitioner and continued by Mr. Solicitor General Biggs for the respondent.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William C. Rigby, It is ordered that Max Felix, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence P. Byrnes, It is ordered that H. F. McHenny, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence P. Byrnes, It is ordered that Walter J. Blenko, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence P. Byrnes, It is ordered that Bruce G. Mackey, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence P. Byrnes, It is ordered that Albert Grobstein, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Minitree J. Fulton, It is ordered that Q. C. Davis, Jr., Esquire, of Norfolk, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Geo. Whitefield Betts, Jr., It is ordered that William H. Kearney, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence P. Byrnes, It is ordered that Edward Hoopes, III, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Evelyn F. Gregory, Petitioner,

127 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

The argument of this case was continued by Mr. Solicitor General Biggs for the respondent and concluded by Mr. Hugh Satterlee for the petitioner.

David Graves George, Petitioner,

128 vs.

Victor Talking Machine Company.

The argument of this case was commenced by Mr. Minitree J. Fulton for the petitioner, and continued by Mr. Louis Levinson for the respondent. The Court declined to hear further argument for petitioner.

Keystone Driller Company, Petitioner,

191 vs.

Northwest Engineering Corporation;

Keystone Driller Company, Petitioner,

174 vs.

Harnischfeger Corporation;

Keystone Driller Company, Petitioner,

188 vs.

Bucyrus-Erie Company.

These cases were argued by Mr. Clarence P. Byrnes for the petitioner, and by Mr. Frank Parker Lewis for the respondents.

Proclamation being made the Court is adjourned until tomorrow at 1 o'clock.

THURSDAY, DECEMBER 6, 1934 -

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Frank A. Stamper, It is ordered that Miss Fannie M. Boyle, of Beaumont, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Foster Wood, It is ordered that Waldo A. Ross, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles B. Vandeman, It is ordered that Reginald S. Laughlin, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wm. Wolff Smith, It is ordered that Frank C. Huntington, Esquire, of Oneonta, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wm. Wolff Smith, It is ordered that Sterling P. Harrington, Esquire, of Oneonta, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Charles Storling Hutcheson, Esquire, of Boydton, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Harry H. Holt, Jr., Esquire, of Hampton, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Noah Stewart, Appellant,

142 vs.

Robert Keyes, et al.

This case was argued by Mr. William Neff for the appellant and by Mr. Richard H. Wills for the appellees.

Baltimore & Carolina Line, Inc., Petitioner,

178 vs.

Donald Redman.

This case was argued by Mr. George Whitfield Betts, Jr., for the petitioner and by Mr. Martin A. Schenck for the respondent.

The Nashville, Chattanooga & St. Louis Railway, Appellant,

183 vs.

Frank W. Webster, Commissioner of Highways, et al.

This case was argued by Mr. Fitzgerald Hall for the appellant and by Mr. Edwin F. Hunt for the appellees.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Bennett C. Clark, It is ordered that James P. Aylward, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Milton Strasburger, It is ordered that Alfred B. Nathan, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward C. Finney, It is ordered that Howard W. Wright, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald C. Power, It is ordered that Wellington P. Guild, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald C. Power, It is ordered that Lowell B. Brown, Esquire, of Kenton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald C. Power, It is ordered that Fred Markley, Esquire, of Kenton, State of Ohio, be admitted to practice as an Attorney and Counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert H. Lynch, It is ordered that John J. Douglass, Esquire, of East Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bennett C. Clark, It is ordered that Bernard F. Deutsch, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Herbert R. Grossman, It is ordered that Mrs. Ellen Chaffee Callicott, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Herbert R. Grossman, It is ordered that Brinkley E. Callicott, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald C. Power, It is ordered that Paul Thomas Kahon, Esquire, of Kenton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Angus D. McLean, It is ordered that Orville Linwood Williams, Esquire, of Swan Quarter, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Tilden National Bank of Oneonta, New York, as Administrator, etc., Petitioner,
210 vs.
The United States of America.

This case was argued by Mr. Wm. Wolff Smith for the petitioner, and by Mr. Will G. Beardslee for the respondent.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
189 vs.
Walter W. Taylor.

This case was argued by Mr. Assistant Attorney General Wideman for the petitioner, and by Mr. Truman Henson for the respondent.

Chanferoke Coal & Supply Corporation of Delaware, Petitioner,
211 vs.
Westchester Service Corporation.

This case was argued by Mr. Alfred B. Nathan for the petitioner, and by Mr. Ernest E. Wheeler for the respondent.

West Ohio Gas Company, Appellant,
212 vs.
The Public Utilities Commission of Ohio;

West Ohio Gas Company, Appellant,
213 vs.
The Public Utilities Commission of Ohio.

These cases were submitted by Mr. Edmond W. Hebel, Mr. Harry O. Bentley, and Mr. Charles C. Marshall, for the appellant, and by Mr. John W. Bricker and Mr. Donald C. Power for the appellee.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Holland Lee Nutt, It is ordered that Daniel Colquitt, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James M. Saye, It is ordered that W. Edward Lee, Esquire, of Longview, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William P. Cole, Jr., It is ordered that Chas. A. Wolverton, Esquire, of Camden, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. Stanley Hinrichs, It is ordered that Harry Marcus Cohn, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence J. Heller, It is ordered that A. L. Greenspun, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Seth W. Richardson, It is ordered that Clyde R. Chapman, Esquire, of Belfast, State of Maine, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert E. Allen, Jr., It is ordered that Allen B. Throop, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Leonard J. Hanes, It is ordered that Emil Francis Goldhaber, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Henry H. Koven, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ernest K. Neumann, It is ordered that Merritt W. Oldaker, Esquire, of Albuquerque, State of New Mexico, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that Harry C. Blanton, Esquire, of Sikeston, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that Edgar Philip Eaton, Esquire, of New York City,

Marine National Exchange Bank of
Milwaukee and West Side Bank,
Petitioners,
148 vs.
Zalt-Zimmers Manufacturing Company
and M. H. Grossman, Trustee in Bankruptcy.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Wisconsin for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

John P. McLaughlin, Collector of
Internal Revenue for the First
District of California, Petitioner,
125 vs.
Pacific Lumber Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of California for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

The United States of America, Petitioner, vs. Guaranty Trust Company of New York. On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Brandeis.

The Chief Justice said:

"The orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

— Original.

Ex Parte: Joseph A. Platek, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carl Collier and Angelo D'Alessandro, Petitioners,

vs.

The State of Florida.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carl Collier and Angelo D'Alessandro, Petitioners,

vs.

The State of Florida.

On petition for writ of certiorari to the Supreme Court of the State of Florida.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Florida, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harry Semler, Appellant,

vs.

Oregon State Board of Dental Examiners, et al.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Spielman Motor Sales Co., Inc., Appellant,

67 vs.

William C. Dodge, as District Attorney, etc.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

E. M. Byllesby & Company, Petitioner,

511 vs. On petition for writ of certiorari

Honorable Merrill E. Otis, Judge of the to the United States Circuit Court

United States District Court for the of Appeals for the Eighth Circuit.

Western Division of the Western

District of Missouri.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Remington Rand Business Service, Inc.,

Petitioner, On petition for writ of certiorari

515 vs. to the United States Circuit Court

Acme Card System Company. of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Teal Motor Company, Inc., Petitioner, vs. Orient Insurance Company, Inc., et al.

516 On petition for writ of certiorari to the Supreme Court of the Philippine Islands.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the Philippine Islands, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Teal Motor Company, Inc., Petitioner, vs. Atlas Assurance Company, Ltd.

517 On petition for writ of certiorari to the Supreme Court of the Philippine Islands.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the Philippine Islands, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Austin Organ Company, Petitioner, vs. Hartwell K. Hawthorne, Monte A. Rea and R. Merritte Robinson.

518 On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pacific Fire Insurance Company, Petitioner, vs. Pennsylvania Sugar Company. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Manhattan Oil Company, Phillips Petroleum Company and Empire Gas and Fuel Company, Petitioners, 542 vs. George A. Mosby. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frances Wetzel, Appellant, 62 vs. Ira J. Fulton, Superintendent of Banks, etc.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Order.

The Court will take a recess from Monday, December 17, to Monday, January 7, next.

Per Mr. Chief Justice Vinson.

Panama Refining Company, et al., Petitioners,
185 vs.
A. D. Ryan, et al.;

Amerada Petroleum Corporation, et al., Petitioners,
186 vs.
Arnold D. Ryan.

Four hours and one half allowed for oral argument. The argument was commenced by Mr. James A. Beck for the petitioner in No. 160; continued by Mr. Assistant Attorney General Stephens for the respondents; and by Mr. F. W. Fischer for the petitioners.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Helen Louise [illegible], It is ordered that Paul A. [illegible], Esquire, of Hamilton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James H. Baldwin, It is ordered that Paul F. Jones, Esquire, of Danville, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James H. Baldwin, It is ordered that Frank K. Lemon, Esquire, of Clinton, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Young M. Smith, It is ordered that Clinton R. Harry, Esquire, of Fort Smith, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Carl T. [illegible], It is ordered that James T. Heffernan, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fletcher W. Fischer, It is ordered that Roy P. Ford, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Carter Fort, It is ordered that John T. Quisenberry, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank C. Leslie, It is ordered that Joseph Leander Rockhold, Esquire, of Akron, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George P. Barse, It is ordered that Reymon Schwartz, Esquire, of Easter, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Young M. Smith, It is ordered that Sterling D. Bennett, Esquire, of Beaumont, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George O. Compton, It is ordered that Preston G. Woolf, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Abbot P. Mills, it is ordered that Oliver W. Toll, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Panama Refining Company, et al., Petitioners,
125 vs.
A. D. Ryan, et al.;

Amazon Petroleum Corporation, et al., Petitioners,
260 vs.
Archie D. Ryan, et al.

The argument of these cases was continued by Mr. F. W. Fischer for the petitioners; by Mr. Assistant Attorney General Stephens for the respondents; and concluded by Mr. L. T. Martineau, Jr., for the respondents. Leave was granted respondents to file a supplemental brief by Thursday.

Ernest R. Forrest, Petitioner,
214 vs.
Arch R. Jack, as Receiver, etc.

This case was argued by Mr. James F. Pierce for the petitioner, and by Mr. George P. Barse for the respondent.

J. Congdon Seabury, as Receiver, etc., Petitioner,
434 vs.
Beatrice C. Green, Administratrix, etc.

The argument of this case was commenced by Mr. Raymond Schwartz for the petitioner, and continued by Mr. Samuel Want for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Douglas L. Hatch, It is ordered that E. P. Carville, Esquire, of Reno, State of Nevada, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Preston B. Kavanagh, It is ordered that Moreland M. Humphreys, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court; and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard L. Kennedy, It is ordered that Oscar Hallam, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Fitts, It is ordered that Jerome T. Fuller, Esquire, of Centerville, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles S. Baker, It is ordered that Albert S. Wright, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. Aubrey Mogley, It is ordered that Harry Z. Maxwell, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Chas. S. Baker, It is ordered that Ellwood Thomas, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elmer Thomas, It is ordered that Leon S. Hirsh, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fritz G. Lanham, It is ordered that Walter P. Luck, Esquire, of Ft. Worth, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George C. [illegible], It is ordered that Samuel B. Finklestein, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bennett C. Clark, It is ordered that James M. Hoover, Esquire, of Caruthersville, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made in the Court in this behalf by Mr. Chief Justice Fuller, it is ordered that William H. Sperry, Esq., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was duly accordingly.

J. Campbell Cantury, as Receiver of the City National Bank of Sumter, S.C., Petitioner,
vs.
Dmitry C. Orrs., Administratrix, etc., et al.

The argument of this cause was continued by Mr. Samuel Wolf for the respondents and concluded by Mr. George P. Jones for the petitioner.

The United States of America, Interstate Commerce Commission, et al., Appellants,
vs.
The Baltimore and Ohio Railroad Company, et al.

On consideration of the motion to substitute A. W. Baldwin and Guy A. Thompson, Trustees of the property of the Missouri Pacific Railroad Company; Frank O. Lowden, James E. Gorman, and Joseph B. Fleming, Trustees of the property of the Chicago, Rock Island and Pacific Railway Company; and Charles M. Pearson, Trustee of the property of the Chicago and Eastern Illinois Railway Company, as parties appellees in place of the above named railroad companies,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and that the said trustees be, and they are hereby, substituted and made parties appellees in this cause.

Per Mr. Chief Justice Fuller.

The United States of America, Interstate Commerce Commission, et al., Appellants,
vs.
The Baltimore and Ohio Railroad Company, et al.

Three hours allowed for oral argument. The argument was commenced by Mr. Daniel W. Knowlton for the appellants, United States and Interstate Commerce Commission, and continued by Mr. Jason Brenton and Mr. Lyd F. Harrison for the appellees.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Chas. A. Carson, Jr., It is ordered that Harry Johnson, Esquire, of Phoenix, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nye F. Morehouse, It is ordered that Warren Newcome, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stephan J. [illegible], It is ordered that Francis X. Swietlik, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stephan J. [illegible], It is ordered that Harold W. Connell, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gus C. Edwards, It is ordered that Chauncey A. Boyer, Esquire, of Orlando, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. O. Stanley, It is ordered that Harry Tartalsky, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George P. Sweeney, It is ordered that Herman S. Waller, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gordon Browning, It is ordered that Neil Brooks, Esquire, of Selmer, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert P. Smith, It is ordered that Herman Steerman, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund M. Toland, It is ordered that Myer A. Bornstein, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jacob Aronson, It is ordered that Daniel F. Mathews, Esquire, of Syracuse, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lloyd H. [illegible], it is ordered that Ralph Norween, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Vinton Petroleum Company of Texas, Petitioner,

352 vs.

Commissioner of Internal Revenue.

On consideration of the motion for leave to file a petition for rehearing in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

The United States of America, et al., Appellants,

121 vs.

The Baltimore and Ohio Railroad, et al.

The argument of this case was continued by Mr. Nye F. Morehouse for the appellees and concluded by Mr. H. N. McLaughlin for the appellants A. Johnston, etc., et al.

The United States of America, ex rel. Chicago Great Western Railroad Co. et al., Petitioners,

134 vs.

Interstate Commerce Commission, et al.

This case was argued by Mr. Frank H. Towner for the petitioners; by Mr. Daniel W. Knowlton for respondent, Interstate Commerce Commission; and by Mr. Samuel W. Sawyer for respondent, Kansas City Terminal Ry. Co., and was submitted by Mr. Charles H. Woods, Mr. Jonathan C. Gibson, Mr. A. E. Boyd, Mr. Bruce Scott, Mr. Walter McFarland, Mr. W. F. Dickinson, Mr. W. F. Peter, Mr. J. M. Souby, Mr. Francis W. Clements, and Mr. W. H. Larimore for respondents, Atchison, Topeka and Santa Fe Ry. Co., et al.

Central Vermont Transportation Company, Petitioner,

247 vs.

Harry M. Durning, Collector of Customs, etc.

The argument of this case was commenced by Mr. J. W. Redmond for the petitioner; continued by Mr. Assistant Attorney General Sweeney for the respondent; and concluded by Mr. Roman L. Powers for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. H. Kennedy McCook, It is ordered that Louis R. Mahrt, Esquire, of Dayton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Fanney Neyman, It is ordered that Joseph Eugene Keller, Esquire, of Dayton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Max Rhoade, It is ordered that Joseph Low, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert P. Lynch, It is ordered that Carl B. Horton, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur W. Davidson, It is ordered that Russell C. Terry, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. C. Carlin, It is ordered that Henry P. Thomas, Esquire, of Alexandria, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Rigby, It is ordered that Benjamin J. Horton, Esquire, of San Juan, Puerto Rico, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that James R. Fleming, Esquire, of Ft. Wayne, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Angus D. MacLean, It is ordered that Clawson L. Williams, Esquire, of Sanford, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Angus D. MacLean, It is ordered that Kenneth R. Hoyle, Esquire, of Sanford, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Angus D. MacLean, It is ordered that Edwin Lee Gavin, Esquire, of Sanford, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

S. A. Taylor, Petitioner,
261 vs.
Henry Sternberg, Trustee, etc.;

John R. Duty, Petitioner,
262 vs.
Henry Sternberg, Trustee, etc.

These cases were argued by Mr. Clinton R. Berry for the respondent, and submitted by Mr. W. N. Ivie, for the petitioners.

Livingston H. McCrea, Petitioner,

249 vs.

The United States of America, as Owner, etc.

This case was argued by Mr. John M. Scoble for the petitioner, and by Mr. Assistant Attorney General Blair for the respondent.

Nathan A. Tirrell, Appellant,

271 vs.

Francis W. Johnston, Attorney General for the State of New Hampshire, et al.

This case was argued by Mr. Samuel A. Margolis for the appellant. The Court declined to hear further argument.

Detroit International Bridge Company, Appellant,

272 vs.

Corporation Tax Appeal Board of the State of Michigan.

This case was argued by Mr. Victor Klein for the appellant, and by Mrs. Alice E. Alexander and Mr. Patrick H. O'Brien for the appellee.

Proclamation being made the Court is adjourned until Monday, December 17, at 12 o'clock.

Monday, January 17, 1938

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Louis Titus, It is ordered that Lyle F. O'Rourke, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph C. Trimble, It is ordered that W. Edgar Sampson, Esquire, of Springfield, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. P. Mandl, It is ordered that Adolph H. Zwerner, Esquire, of Terre Haute, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fenner K. Neumann, It is ordered that Grover A. Giles, Esquire, of Salt Lake City, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. T. Baxter Milne, It is ordered that Richard F. Cleveland, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edwin Dabney, It is ordered that E. H. Hughes, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard E. Wahrenbrock, It is ordered that Thomas Rae Vaughan, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

John C. Schumacher, Sheriff of Butler County, Ohio, Petitioner,

215 vs.

Ralph H. Seeler, Trustee in Bankruptcy of the Adam & Allstatter Company, Bankrupt.

On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of Ohio.

Per Mr. Chief Justice Hughes.

David Graves George, Petitioner, vs. Victor Talking Machine Company. — On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

128

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals with directions to dismiss the appeal.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following order of the Court:

Nathan A. Tirrell, Appellant, vs. Francis W. Johnston, Attorney General for the State of New Hampshire, et al. — Appeal from the Supreme Court of the State of New Hampshire.

271

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New Hampshire, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

In Re Complaint of Edmond C. Fletcher against Raymond M. Hudson, a member of the Bar of the Supreme Court of the United States.

There having been filed, on October 2, 1934, a complaint by Edmond C. Fletcher charging Raymond M. Hudson with conduct unbecoming a member of the Bar of this Court in connection with litigation in the District Court of the United States for the Eastern District of Virginia, it was, on October 8, 1934, ordered that the complaint be held by this Court for the purpose of affording opportunity to the complainant to present the subject of the complaint for the consideration of the said District Court, and for the further consideration of this Court in the light of whatever action should be taken by the said District Court;

And it now appearing from a certified copy of an order of the District Court of the United States for the Eastern District of Virginia that the charges against Raymond M. Hudson, as a member of the Bar of that Court, came on for hearing before the said District Court, sitting at Alexandria, Virginia, on December 6, 1934, after written notice had been duly given to all parties in interest, at which hearing, the said Edmond C. Fletcher failing to appear in proper person or by counsel, the Court proceeded to hear and determine said charges on the merits, and, being of opinion, after fully hearing the testimony produced and considering the said complaint and answer thereto, that the said charges were without merit, ordered that the said complaint be, and it was, dismissed;

It is now here ordered that the complaint of Edmond C. Fletcher against Raymond M. Hudson, a member of the Bar of the Supreme Court of the United States, be, and it hereby is, dismissed.

Per Mr. Chief Justice Hughes.

Michael J. Cusick, alias Harry Jennings, [illegible],

565 vs.

Colonel Frank D. Whipp, Warden of Illinois [illegible].

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Michael J. Cusick, Alias Harry Jennings, Petitioner,

565 vs.

Colonel Frank D. Whipp, Warden of Illinois State Penitentiary.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon [illegible], it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Nashville, Chattanooga & St. Louis Railway, Appellant,

108 vs.

Frank W. Webster, Commissioner of Highways, et al.

This case is restored to the docket and assigned for reargument on Wednesday, January 16, 1935.

Per Mr. Chief Justice Hughes.

...nville, Chattanooga & St. Louis Railway, Appellant,

vs.

...nk W. Webster, Commissioner of Highways, et al.

The resignation of Frank W. Webster, as Commissioner of Highways of ... State of Tennessee, and the appointment of Herbert S. Walters having been ...,

It is, on motion of counsel for the appellant, ordered by this Court that Herbert S. Walters, present Commissioner of Highways of the State of Tennessee, be substituted and made a party appellee in this cause.

Per Mr. Chief Justice Hughes.

John M. Stanley, Appellant,

581 vs.

The Public Utilities Commission of Maine.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

The Youngstown Sheet and Tube Company, et al., Appellants,

582 vs.

The United States of America, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The Youngstown Sheet and Tube Company, et al., Appellants,

555 vs.

The United States of America, et al.

On consideration of the motion to substitute Robert C. Hill and L. F. Zimmerman, Trustees of the Consolidation Coal Company, as parties appellees in the place and stead of Robert C. Hill and Howell Fisher, domiciliary receivers; Robert C. Hill and William H. Koch, ancillary receivers; and The Consolidation Coal Company by its domiciliary and ancillary receivers aforesaid;

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

W. B. Worthen Company, Bankers, etc., et al., Appellants,

556 vs.

Coburn C. Kavanaugh, Trustee.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Railroad Retirement Board, et al., Petitioners,

566 vs. Order allowing certiorari.

The Alton Railroad Company, et al.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

[illegible]husetts Bonding and Insurance [illegible]ny, Petitioner, vs. United States Quarry Tile Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

516 The Continental Trust Company, as Trustee of the First Mortgage, et al., etc., Petitioners, vs. W. R. Bonsal & Company, Hildreth & Company, Inc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

519 Tillie G. Frederick, Petitioner, vs. The Mutual Building & Investment Company and Paul A. Warner, Superintendent of Building and Loan Associations.

On petition for writ of certiorari to the Supreme Court of the State of Ohio.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Milk Mills, Inc.,

Petitioner,

vs.

Irving Trust Company and Jesse Wolf,

Receivers in Equity of Durant

Center Capitol, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Tilton Petroleum Company of Texas, Petitioner,

vs.

Commissioner of Internal Revenue.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

F. Eugene Aerts,

vs.

The United States.

On consideration of the motion that Orrelin Irwin Vaught be granted leave to appear and present oral argument as prison counsel in the above entitled cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

[illegible]'s Farm Products Company, Inc., Appellant,

[illegible] vs.

[illegible] H. Baldwin, as Commissioner of Agriculture and Markets of the State of New York, et al., etc.

On consideration of the motion that the mandate in this cause be issued forthwith;

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until [illegible]y, January 7, 1935, at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Samuel B. Pettengill, It is ordered that Sherman Minton, Esquire, of New Albany, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. Silo Gottlieb, It is ordered that Mitchell Luftman, Esquire, of Bronx, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel Rosenberg, It is ordered that Alexander Wolf, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel Rosenberg, It is ordered that A. Alan Lane, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raymond J. Mawhinney, It is ordered that Abraham M. Lowenthal, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis P. Farrell, It is ordered that George Martin Gunderson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur Hannum Deibert, It is ordered that Don M. Harlan, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard S. Doyle, It is ordered that Herman A. Bachrack, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter C. Clephane, It is ordered that Leo F. S. Horan, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. O. Stanley, It is ordered that Nathaniel Kessler, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. O. Stanley, It is ordered that Samuel I. Kessler, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles F. McLaughlin, It is ordered that Anton A. Rezac, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph W. Byrns, It is ordered that Joseph W. Byrns, Jr., Esquire, of Nashville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph W. Byrns, It is ordered that Thomas S. Watkins, Esquire, of Nashville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Richard B. Walsh, Esquire, of Lowell, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Claiborne, It is ordered that Louis N. Wolf, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Clairborne, It is ordered that C. Jasper Bell, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Clairborne, It is ordered that Leo A. Spalding, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel B. Pettengill, It is ordered that Posey T. Kime, of Evansville, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

West Ohio Gas Company, Appellant, Appeal from the Supreme Court of the
212 vs. State of Ohio.
The Public Utilities Commission of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Cardozo.

Concurring opinion by Mr. Justice Stone.

West Ohio Gas Company, Appellant, Appeal from the Supreme Court of the
213 vs. State of Ohio.
The Public Utilities Commission of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Cardozo.

Keystone Driller Company, Petitioner, On writ of certiorari to the United
131 vs. States Circuit Court of Appeals for
Northwest Engineering Corporation. the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Wisconsin.

Per Mr. Justice Roberts.

Keystone Driller Company, Petitioner, On writ of certiorari to the United
132 vs. States Circuit Court of Appeals for
Harnischfeger Corporation. the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Wisconsin.

Per Mr. Justice Roberts.

Keystone Driller Company, Petitioner, On writ of certiorari to the United
133 vs. States Circuit Court of Appeals for
Bucyrus-Erie Company. the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Wisconsin.

Per Mr. Justice Roberts.

The United States of America, ex rel.
Chicago Great Western Railroad
Company, et al., Petitioners,
234 vs.
Interstate Commerce Commission,
Atchison, Topeka and Santa Fe Railway
Company, et al.

On writ of certiorari to the United States Court of Appeals for the District of Columbia.

This cause came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said United States Court of Appeals.

Per Mr. Justice Roberts.

Samuel B. Smith, Petitioner,
102 vs.
E. H. Snow and E. H. Snow, Doing
Business as Snow's Hatcheries and
Snow's Incubator Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Minnesota for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Herbert H. Waxham, Doing Business
as Waxham Hatcheries, Petitioner,
208 vs.
Samuel B. Smith and The Buckeye
Incubator Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of California.

Per Mr. Justice Stone.

Livingston H. McCrea, Petitioner,
249 vs.
The United States of America, as
Owner of the S.S. "American Shipper",
Engines, Tackle, Apparatus, etc.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Stone.

Central Vermont Transportation Company, Petitioner,
247 vs.
Harry M. Durning, Collector of Customs at the Port of New York.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Stone.

The United States of America, Petitioner,
161 vs.
Irah D. Spaulding.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Florida for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

Guy T. Helvering, Commissioner of Internal Revenue,

Petitioner,

289 vs.

Walter W. Taylor.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Butler.

Dissenting opinion by Mr. Justice Stone.

Evelyn F. Gregory,

Petitioner,

127 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Sutherland.

S. A. Taylor, Petitioner,
261 vs.
Henry Sternberg, Trustee in Bankruptcy
for Parks Dry Goods Company, Bankrupt.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Arkansas.

Per Mr. Justice Sutherland.

John R. Duty, Petitioner,
262 vs.
Henry Sternberg, Trustee in Bankruptcy
for Parks Dry Goods Company, Bankrupt.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Arkansas.

Per Mr. Justice Sutherland.

David G. Dimick,

Petitioner,

78 vs.

Peter Schiedt.

On writ of certiorarito the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Massachusetts.

Per Mr. Justice Sutherland.

Dissenting opinion by Mr. Justice Stone in which the Chief Justice, Mr. Justice Brandeis, and Mr. Justice Cardozo join.

Shanferoke Coal & Supply Corporation of Delaware,

Petitioner,

211 vs.

Westchester Service Corporation.

On writ of certiorarito the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Brandeis.

The United States of America, Interstate Commerce Commission, et al., Appellants,

221 vs.

The Baltimore and Ohio Railroad Company, Chicago, Burlington & Quincy Railroad Company, The Chicago, Rock Island and Pacific Railway Company, et al.

Appeal from the District Court of the United States for the Northern District of Ohio.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Ohio, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Brandeis.

Sarah Enelow, Petitioner,

47 vs.

New York Life Insurance Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Pennsylvania with direction to vacate its order for a hearing in equity and to proceed with the trial of the action at law.

Per Mr. Chief Justice Hughes.

George A. Adamos, Petitioner, vs. New York Life Insurance Company. — On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

452

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Pennsylvania with direction to vacate its decree and to proceed with the trial of the action at law.

Per Mr. Chief Justice Hughes.

Panama Refining Company, et al., Petitioners, vs. A. D. Ryan, S. D. Bennett, and J. Howard Marshall. — On writ of certiorarito the United States Circuit Court of Appeals for the Fifth Circuit.

135

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for theEastern District of Texas with direction to modify its decree in conformity with the opinion of this Court so as to grant a permanent injunction restraining the defendants from enforcing the Executive Orders of July 11, 1932, and July 14, 1933, and the Regulations issued by the Secretary of the Interior thereunder.

Per Mr. Chief Justice Hughes.

Dissenting opinion by Mr. Justice Cardozo.

Amazon Petroleum Corporation, Barney Cockburn, E. J. Boase, et al.,

Petitioners,

160 vs.

Archie D. Ryan, S. D. Bennett and Phil E. Baer.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Texas with direction to modify its decree in conformity with the opinion of this Court so as to grant a permanent injunction restraining the defendants from enforcing the Executive Orders of July 11, 1933, and July 14, 1933, and the Regulations issued by the Secretary of the Interior thereunder.

Per Mr. Chief Justice Hughes.

Dissenting opinion by Mr. Justice Cardozo.

The Chief Justice announced the following orders of the Court:

W. B. Mitchell, Appellant,

572 vs.

The State of Washington.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. B. Mitchell,

Appellant, Appeal from the Supreme Court of the

572 vs. State of Washington.

The State of Washington.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

W. B. Mitchell,

Appellant, Appeal from the Supreme Court of the

572 vs. State of Washington.

The State of Washington.

Treating the appeal papers herein from the Supreme Court of the State of Washington as an application for a writ of certiorari;

On consideration whereof, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Fidelity and Casualty Company
of New York, Appellant,
560 vs.
D. W. Morrison Construction Company,
Incorporated, of Virginia.

Appeal from the Supreme Court of the State of Florida.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Florida, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

The Fidelity and Casualty Company
of New York, Appellant,
561 vs.
Coley & Peterson, Incorporated,
of Virginia.

Appeal from the Supreme Court of the State of Florida.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Florida, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

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In the matter of Thomas Marshall.

It is ordered that Thomas Marshall of Chicago, Illinois, show cause on or before Monday, February 4, 1935, why he should not be adjudged in contempt of this Court because of the character of the statements contained in his briefs presented to this Court on the application for certiorari in Marshall Electric Co. v. Pullman, Inc., et al., No. 536 on the present docket, with particular reference to the statements contained on pages 8 and 9 of the reply brief on said application, as follows:

"The association of Blair and Dunne, Jr., still has the appearance of a device and attempt to gain from a judge special personal consideration and favor and nothing said in the reply of Respondents in any way changes the situation.

"The 'odor' existing in this case was created by the acts of Blair and his associates presumably to benefit their clients in this case. Perhaps such methods can be shown in true perspective when it is made manifest that for many years past Blair has daily engaged in the practice of law in New York City without being licensed by New York state so to do. Men who begin by fraud upon the courts may be expected to continue such methods in daily practice. The reply they have filed in this Court demonstrates their utter disregard for truth and honor - and explains the level of which they now complain."

and why he should not be punished accordingly.

Per Mr. Chief Justice Hughes.

Charles M. Doleman, Administrator of the Estate of Robert H. Doleman, deceased, Petitioner,

574 vs.

Harry Levine.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Frank B. Thrasher, Petitioner,

577 vs.

A. C. Aderhold, Warden, United States Penitentiary, Atlanta, Georgia.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank B. Thrasher, Petitioner, On petition for writ of certiorari

577 vs. to the United States Circuit Court

A. C. Aderhold, Warden, United States of Appeals for the Fifth Circuit.

Penitentiary, Atlanta, Georgia.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgia M. Spruill, Petitioner,

608 vs.

William T. Ballard, et al.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgia M. Spruill, Petitioner, — On petition for writ of certiorari
609 vs. — to the United States Court of Appeals
William T. Ballard, Abram R. Serven — for the District of Columbia.
and Harriet T. Serven, et al.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgia M. Spruill, Petitioner,
609 vs.
Supreme Court of the District of Columbia.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgia M. Spruill, Petitioner, — On petition for writ of certiorari
609 vs. — to the United States Court of Appeals
Supreme Court of the District — for the District of Columbia.
of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Georgia Railway & Electric Company, et al., Appellants,

570 vs.

City of Decatur.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Aero Mayflower Transit Company, Appellant,

586 vs.

Georgia Public Service Commission.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Clarence Norris, Petitioner,

534 vs. Order allowing certiorari.

The State of Alabama.

The petition herein for a writ of certiorari to the Supreme Court of the State of Alabama is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Harry Berger, Petitioner,

544 vs. Order allowing certiorari.

The United States of America.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

William D. Gordon, Secretary of Banking, et al., etc., Petitioners,

549 vs. Order allowing certiorari.

Laura A. Washington, et al., etc.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

William D. Gordon, Secretary of Banking, et al., etc., Petitioners,

550 vs. Order allowing certiorari.

Mary A. O'Brien, et al., etc.

The petition herein for a writ of certiorarito the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Vulcan Manufacturing Company, Petitioner,

557 vs. Order allowing certiorari.

The Maytag Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

537 vs. Order allowing certiorari.

Inter-Mountain Life Insurance Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

William Roberts, as Receiver of the

Manhattan Railway Company, et al., Petitioners,

546 vs. Order allowing certiorari.

The City of New York, et al.

The petition herein for a writ of certiorari to the Supreme Court of the State of New York is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Justice Van Devanter.

The Chief Justice took no part in the consideration or decision of this application.

Haywood Patterson, Petitioner,

554 vs. Order allowing certiorari.

State of Alabama.

The petition herein for a writ of certiorari to the Supreme Court of the State of Alabama is granted, and the case is assigned for argument immediately following No. 534.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Hartford-Empire Company,

Petitioner,

533 vs.

Obear-Nester Glass Company and Samuel G. Stuckey.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marshall Electric Company, Petitioner,

536 vs.

Pullman, Incorporated, The Pullman Company, Pullman Car and Manufacturing Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David S. Cantor, Petitioner,

540 vs.

George J. Cherry, Trustee of the Bankrupt Estate of E. Franklin Block, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William C. McDuffie, as Ancillary Receiver of Richfield Oil Company of California, Petitioner,
539 vs.
Wells Fargo Bank & Union Trust Co.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward B. Douglas, Petitioner,
541 vs.
Levi M. Willcuts, as Collector of Internal Revenue for the District of Minnesota.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Highway Trailer Company, Petitioner,
545 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fleetway, Inc.,

Petitioner,

548 vs.

Public Service Interstate Transportation Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Eugene E. Merrell,

Petitioner,

543 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chas. C. Willey, as Administrator of the Estate of William John Board, Deceased, et al., Petitioners,

547 vs.

Hobbs, Wall & Company, Former Owner and Operator of the Steamer "South Coast."

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Personal Finance Company of Council Bluffs, Petitioner,
558 vs.
Gilinsky Fruit Company, et al.

On petition for writ of certiorari to the Supreme Court of the State of Nebraska.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Nebraska, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fidelity and Deposit Company of Maryland, Petitioner,
559 vs.
Peoples Bank of Sanford and Gurney P. Hood, Commissioner of Banks.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Albert W. Hamilton, by Albert Hamilton, his Guardian ad litem, et al., Appellants,
55 vs.
The Regents of the University of California, et al.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Indiana Farmer's Guide Publishing Company, Petitioner,

60 vs.

The Prairie Farmer Publishing Company, et al.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles Minchella, Petitioner,

506 vs.

The State of Michigan.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pacific Fire Insurance Company, Petitioner,

520 vs.

Pennsylvania Sugar Company.

A petition for rehearing having been filed in this cause;

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

The United States of America, Complainant,

vs.

The State of West Virginia, et al.

The motion for leave to file bill of complaint herein was submitted by Mr. Solicitor General Biggs for the complainant.

— Original.

Ex parte: First National Bank of Cincinnati, Petitioner.

The motion for leave to file petition for writ of mandamus herein was submitted by Mr. Ralph Royall for the petitioner.

State of Wisconsin, et al., Complainants,
4, Original. vs.
The State of Illinois, et al.;

State of Michigan, et al., Complainants,
5, Original. vs.
The State of Illinois, et al.;

State of New York, et al., Complainants,
6, Original. vs.
The State of Illinois, et al.

The semi-annual Report of defendant, Sanitary District of Chicago was presented.

— Original.

Ex parte: Thomas J. Mooney, Petitioner.

The return to the rule to show cause was presented.

Chesley W. Journey, Petitioner,

339 vs.

William P. MacCracken.

On consideration of the motion of Hatton W. Sumners for leave to appear and present oral argument on behalf of the House of Representatives as amicus curiae in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Chesley W. Journey, Petitioner,

339 vs.

William P. MacCracken.

The argument of this case was commenced by Mr. Leslie C. Garnett for the petitioner and continued by Mr. Hatton W. Sumners, by special leave of Court, on behalf of the House of Representatives, as amicus curiae.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

TUESDAY, JANUARY 8, 1935

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John A. Selby, It is ordered that Erwin P. Snyder, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel H. Horne, It is ordered that James A. Sprowl, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otto C. Sommerich, It is ordered that Raymond Heilpern, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Anthony J. Dimond, It is ordered that Edward F. Medley, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence J. McLeod, It is ordered that Suzanne M. Popp, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugh H. Obear, It is ordered that Richard B. Gwathmey, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James H. McIntosh, It is ordered that Edward W. Bourne, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stanley Reed, It is ordered that Cassius M. Clay, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Chauncey W. Reed, It is ordered that Edgar F. Thoma, Esquire, of Elmhurst, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Levi H. David, It is ordered that Alan B. David, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Chesley W. Jurney, Petitioner,

339 vs.

William P. MacCracken, Jr.

The argument of this case was continued by Mr. Hatton W. Sumners, by special leave of Court, on behalf of the House of Representatives, as amicus curiae; by Mr. Frank J. Hogan for the respondent; and concluded by Mr. Leslie C. Garnett for the petitioner.

Norman C. Norman, Petitioner,

270 vs.

The Baltimore and Ohio Railroad Company.

This case was argued by Mr. Emanuel Redfield for the petitioner, and by Mr. Frederick H. Wood for the respondent. Leave was granted petitioner to file a reply brief within two days.

The United States of America, et al., Petitioners,

471 vs.

Bankers Trust Company and William H. Bixby, Trustees;

The United States of America, et al., Petitioners,

472 vs.

Bankers Trust Company and William H. Bixby, Trustees.

Five and one-half hours were allowed for oral argument. The argument was commenced by Mr. Attorney General Cummings for the petitioner, The United States of America.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Otto C. Sommerich, It is ordered that Howard Ayers, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy E. Ayers, It is ordered that Robert C. Ayers, Esquire, of Lewistown, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph Millenson, It is ordered that Charles Josef Carey, Esquire, of Sacramento, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis A. Gravelle, It is ordered that Daniel M. Healy, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George E. Hamilton, It is ordered that Mersey Eggleston, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America, Complainant,

— Original. vs.

The State of Arizona.

A motion for leave to file bill of complaint herein was submitted by Mr. Solicitor General Biggs for the complainant.

The United States of America, et al., Petitioners,

471 vs.

Bankers Trust Company and William H. Bixby, Trustees;

The United States of America, et al., Petitioners,

472 vs.

Bankers Trust Company and William H. Bixby, Trustees.

The argument of these cases was continued by Mr. Attorney General Cummings for petitioner, the United States, by Mr. Stanley Reed for petitioner, the Reconstruction Finance Corporation; by Mr. Edward J. White, for petitioner the Trustees of the Missouri Pacific Railroad Company; by Mr. James H. McIntosh for the respondents; and by Mr. Edward W. Bourne for the respondents.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. F. Regis Noel, It is ordered that John L. Chapman, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy St. Lewis, It is ordered that Howard B. Hopps, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Orville J. Taylor, Jr., It is ordered that James J. Magner, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Selig C. Brez, It is ordered that Meyer Marlow, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Isaac M. Stewart, It is ordered that Joe Crail, Jr., Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy St. Lewis, It is ordered that Robert A. Hefner, Jr.,Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy St. Lewis, It is ordered that Orval Grim, Esquire, of Norman, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Northcutt Ely, It is ordered that David Bell Hempstead, Esquire, of Salt Lake City, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry F. Ashurst, It is ordered that Herman Lewkowitz, Esquire, of Phoenix, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. William Ditter, It is ordered that Russell J. Brownback, Esquire, of Norristown, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick H. Wood, It is ordered that John B. Gage, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward F. Costigan, It is ordered that Robert E. Stone, Esquire, of Berkeley, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America, et al., Petitioners,
471 vs.
Bankers Trust Company and William H. Bixby, Trustees; and
The United States of America, et al., Petitioners,
472 vs.
Bankers Trust Company and William H. Bixby, Trustees.

The argument of these cases was continued by Mr. Edward W. Bourne for the respondents, and concluded by Mr. Stanley Reed for the petitioner, the Reconstruction Finance Corporation.

F. Eugene Mortz,
531 vs.
The United States.

The argument of this case was commenced by Mr. Otto C. Sommerich for Mortz, continued by Mr. Assistant Solicitor General MacLean for the United States, and concluded by Mr. Raymond T. Heilpern for Mortz.

John M. Perry,
532 vs.
The United States.

The argument of this case was commenced by Mr. John M. Perry for Perry, and continued by Mr. Assistant Solicitor General MacLean for the United States.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Allen G. Gartner, It is ordered that Earl B. Wilkinson, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren E. Miller, It is ordered that Lawrence E. Goldman, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph W. Henderson, It is ordered that George M. Brodhead, Jr., Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Schnader, It is ordered that Charles Poles, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Schnader, It is ordered that Jos. Ominsky, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Schnader, It is ordered that Bertram I. DeYoung, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Schnader, It is ordered that Oscar Brown, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Schnader, It is ordered that John Y. Scott, Esquire, of Harrisburg, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fritz G. Lanham, It is ordered that Karl H. Mueller, Esquire, of Fort Worth, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

John M. Perry,

532 vs.

The United States.

The argument of this case was continued by Mr. Assistant Solicitor General MacLean for the United States, and concluded by Mr. Attorney General Cummings for the United States.

E. W. Clark, Commissioner of Insurance of the State of Iowa, as Receiver, etc., Petitioner,

361 vs.

Harry O. Willard, et al.

This case was argued by Mr. Edmond M. Cook for the petitioner, and by Mr. H. Leonard DeKalb for the respondents.

Lawyers County Trust Company, Petitioner,

496 vs.

William Reichert, et al., etc.; and

Minnie Lerner, Petitioner,

292 vs.

First Wisconsin National Bank of Milwaukee, Wis., et al.

These cases were argued by Mr. Howard Meyers for the petitioner in No. 496 and the respondent in No. 292; by Mr. Meyer Marlow for the respondent in No. 496; and by Mr. Emil Hersh for the petitioner in No. 292.

Penn General Casualty Company, Petitioner,

431 vs.

Commonwealth of Pennsylvania, ex rel. Wm. A. Schnader, Attorney General.

The argument of this case was commenced by Mr. J. W. Henderson for the petitioner and continued by Mr. Wm. A. Schnader for the respondent.

Proclamation being made the Court is adjourned until Monday next at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Elias C. Alvord, It is ordered that Sydney A. Davies, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Phidias J. J. Nicolaides, It is ordered that Harry O. Levin, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Virgil Y. Moore, It is ordered that Ernest Woodward, Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Milton Sylvester Koblitz, It is ordered that Samuel M. Hollander, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that L. F. Orr, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Milton Sylvester Koblitz, It is ordered that Joseph Warbalow, Esquire, of Camden, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William John Kenney, It is ordered that George Herrington, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Chester J. Gerkin, It is ordered that G. J. Neuner, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harvey D. Jacob, It is ordered that Harvey H. Atherton, Esquire, of San Diego, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Currie McCutcheon, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter B. Guy, It is ordered that Frederic B. Warder, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter B. Guy, It is ordered that Harry M. Bralove, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter B. Guy, It is ordered that Louis H. Mann, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Schnader, It is ordered that Shippen Lewis, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Challen B. Ellis, It is ordered that Clinton Lewis Byers, Esquire, of San Diego, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Challen B. Ellis, It is ordered that Irve C. Boldman, Esquire, of San Diego, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Fred L. Fox, in His Individual Right
and in His Official Capacity as Tax
Commissioner of the State of
West Virginia, Appellant,
69 vs.
Standard Oil Company of New Jersey.

Appeal from the District Court of the United States for the Southern District of West Virginia.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of West Virginia, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Dissenting: Mr. Justice Van Devanter, Mr. Justice McReynolds, Mr. Justice Sutherland, and Mr. Justice Butler.

Detroit International Bridge Company,
Appellant,
272 vs.
Corporation Tax Appeal Board of the
State of Michigan.

Appeal from the Supreme Court of the State of Michigan.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Michigan, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice McReynolds.

Mr. Justice Stone and Mr. Justice Cardozo concur in the result.

The Chief Justice announced the following orders of the Court:

The Peoples Taxicab Company, Appellant, vs. The City of Wichita, Kansas, et al. — Appeal from the Supreme Court of the State of Kansas.

603

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Kansas, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Emma D. Stephens, Administratrix, etc., et al., Appellants, vs. The Commonwealth of Pennsylvania. — Appeal from the Superior Court of the State of Pennsylvania.

610

This cause came on to be heard on the transcript of the record from the Superior Court of the State of Pennsylvania, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed upon the ground that the jurisdictional statement fails to disclose any properly presented substantial federal question.

Per Mr. Chief Justice Hughes.

Emma D. Stephens, Administratrix, etc., et al., Appellants, vs. The Commonwealth of Pennsylvania.

610

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Complainant,

— Original. vs.

The State of West Virginia, et al.

On consideration of the motion for leave to file the bill of complaint in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted; and process is ordered to issue returnable on Monday, April 1, 1935.

Per Mr. Chief Justice Hughes.

The United States of America, Complainant,

— Original. vs.

The State of Arizona.

On consideration of the motion for leave to file the bill of complaint in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted; and process is ordered to issue returnable on Monday, April 1, 1935.

Per Mr.Chief Justice Hughes.

— Original.

Ex Parte: The First National Bank of Cincinnati, Petitioner.

On consideration of the motion for leave to file the petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Wisconsin, et al., Complainants,

4, Original. vs.

The State of Illinois and Sanitary District of Chicago, et al.;

The State of Michigan, et al., Complainants,

5, Original. vs.

The State of Illinois and Sanitary District of Chicago, et al.;

The State of New York, et al., Complainants,

6, Original. vs.

The State of Illinois and Sanitary District of Chicago, et al.

The semi-annual report of the defendant, Sanitary District of Chicago, is received and ordered to be filed.

Per Mr. Chief Justice Hughes.

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In Re Disbarment of: Norman B. Landreau.

It having been shown to the Court that Norman B. Landreau, a member of the Bar of this Court, has been disbarred from the practice of the law in the Supreme Court of the District of Columbia;

It is ordered that the said Norman B. Landreau be, and he is hereby, suspended from practice before this Court, and that a rule issue requiring him to show cause under Rule 2 why he should not be disbarred from the further practice of law in this Court.

Per Mr. Chief Justice Hughes.

James Ryan and Frank McKee, Petitioners,

632 vs.

Gunnar H. Nordbye, Judge, U. S. District Court for the District of Minnesota.

On consideration of the motion for leave to proceed further herein in forma pauperis.

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James Ryan and Frank McKee, Petitioners,

632 vs. On petition for writ of certiorari

Gunnar H. Nordbye, Judge, U. S. to the United States Circuit Court

District Court for the District of Appeals for the Eighth Circuit.

of Minnesota.

On consideration of the petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles H. Baldwin, as Commissioner of Agriculture, etc., et al., Appellants,

604 vs.

G. A. F. Seelig, Inc.;

G. A. F. Seelig, Inc., Appellant,

605 vs.

Charles H. Baldwin, as Commissioner of Agriculture, etc., et al.

In these cases probable jurisdiction is noted. The joint motion to advance is granted and the cases are assigned for argument on Monday, February 11, next, after the case heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

Mrs. Oscar C. Doty, et al., Appellants,

585 vs.

J. S. Love, Superintendent of Banks of the State of Mississippi.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The Atchison, Topeka and Santa Fe Railway Company, et al., Appellants,

606 vs.

The United States of America, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The Union Stock Yard and Transit Company of Chicago, Appellant,

607 vs.

The United States of America, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

R. R. Grovey, Petitioner,

563 vs. Order allowing certiorari.

Albert Townsend.

The petition herein for a writ of certiorari to the Justice Court, Precinct No. 1, Harris County, State of Texas, is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

United States of America, on Relation of Arthur Kassin, Petitioner,

569 vs. Order allowing certiorari.

Hon. Raymond J. Mulligan, United States Marshal for the Southern District of New York, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Leslie A. Needham, Petitioner,
555 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Northern Trust Company, a Body Corporate, Administrator of the Estate of Robert J. Thompson, Deceased, Petitioner,
564 vs.
Urey Woodson, as Alien Property Custodian, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States Building and Loan Association, et al., Petitioners,
568 vs.
James R. McClelland, as State Commissioner of Building and Loan Associations for the State of Colorado.

On petition for writ of certiorari to the Supreme Court of the State of Colorado.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Colorado, and of the argument of counsel thereupon had.

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert A. Grate,
Petitioner,
571 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. Grace Mae Davis,
Petitioner,
573 vs.
Jefferson Standard Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Excelsior Motor Mfg. & Supply Co. and the Dramaphone Corporation, Inc.,
Petitioners,
576 vs.
Sound Equipment, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. Verdner Carson, Frank R. Atwill and Finis P. Ernest, Petitioners, 581 vs. The Long-Bell Lumber Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Order.

In pursuance of section 29 of the amendments enacted by section 29 of the act of Congress approved August 5, 1909, (c. 6, sec. 29, 36 Stat. 11, 91, 105).

It is now here ordered by this court that the following revised table of fees to be charged in the United States Court of Customs and Patent Appeals be, and the same is hereby, adopted and approved, viz:

There shall be paid for each admission to practice, including certificate thereof, two dollars. For each certificate under seal, one dollar. For making or copying any record or other paper and certifying the same, per folio of 100 words, fifteen cents. For filing and docketing each customs appeal, six dollars, this fee to be in full of all fees in the case: Provided, That when an appeal is taken by the United States, no payment of fees shall be required. For filing and docketing each patent appeal, twelve dollars, this fee to be in full of all fees in the case, except the charge for preparing and supervising the printing of the record. For preparing the record or transcript in patent cases for the printer, or such parts thereof as may be required under the rules of the court, indexing the same, supervising the printing thereof, and distribution of copies under the rules, to be paid for by appellant, for each printed page of the record, twenty-five cents; Provided, That where the necessary copies of any record as printed for the use of any of the tribunals of the United States Patent Office are furnished, charges under this item will be limited to any additions printed here under the clerk's supervision. For certifying a printed record, two dollars.

It is further ordered that the fees and costs to be allowed the marshal shall be, and hereby are, fixed the same as those allowed the marshal of the Supreme Court of the United States.

Per Mr. Chief Justice Hughes.

Order.

The Court will take a recess from Monday, January 21, to Monday, February 4, next.

Per Mr. Chief Justice Hughes.

Penn General Casualty Company, Petitioner,

431 vs.

Commonwealth of Pennsylvania, ex rel. Wm. A. Schnader, Attorney General.

The argument of this case was continued by Mr. Wm. A. Schnader for the respondent; and concluded by Mr. J. W. Henderson for the petitioner.

Commonwealth of Pennsylvania, Petitioner,

394 vs.

John G. Williams, et al., etc.

This case was argued by Mr. Wm. A. Schnader for the petitioner, and by Mr. Gordon A. Block for the respondents.

William D. Gordon, Secretary of Banking, etc., Petitioner,

395 vs.

Joseph Ominsky, et al., etc.

This case was argued by Mr. Wm. A. Schnader for the petitioner, and by Mr. Oscar Brown and Mr. Grover C. Ladner for the respondents.

Wiloil Corporation, Appellant,

439 vs.

Commonwealth of Pennsylvania.

This case was argued by Mr. J. Smith Christy for the appellant, and by Mr. John Y. Scott for the appellee.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Israel H. Mandel, It is ordered that Jacob R. Kweller, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bernard Knollenberg, It is ordered that Harry J. Rudick, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bernard Knollenberg, It is ordered that Woodson Dennie Scott, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Rigby, It is ordered that James A. Stevenson, Jr., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Kennedy McCook, It is ordered that Hugh M. Orr, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur Mannum Deibert, It is ordered that Frederick K. Slawker, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Carl E. Mapes, It is ordered that Laurence H. Watres, Esquire, of Scranton, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

F. R. Thatcher and Claudine Thatcher, et al., Appellants,

373 vs.

County of San Diego, et al.

This case was argued by Mr. Irve C. Boldman for the appellants and by Mr. H. H. Atherton for the appellees.

John F. Forward, Jr., Albert W. Bennett, Dante Rossi, et al., Appellants,

400 vs.

American Securities Company.

On consideration of the motion of counsel for the appellants to substitute Rutherford B. Irones, Will H. Cameron, Alva S. Davis, and Richard I. Scollin as parties appellant in this cause in place and stead of John F. Forward, Jr., Charles B. Anderson, Leroy E. Goodboy, and Wayne A. Hood, former members of the Council of the City of San Diego,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and that this proceeding may be so continued and maintained by said successors in office.

Per Mr. Chief Justice Hughes.

Rutherford B. Irones, et al., etc., Appellants,

400 vs.

American Securities Company.

This case was argued by Mr. C. L. Byers for the appellants, and by Mr. George Herrington for the appellee.

Manuel V. Domenech, Treasurer of Puerto Rico, Petitioner,

396 vs.

The National City Bank of New York.

The argument of this case was commenced by Mr. William C. Ribgy for the petitioner.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. J. Pflaum, It is ordered that Harry M. Wyatt, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Kennedy McCook, It is ordered that Roland G. Swaffield, Esquire, of Long Beach, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur F. Mullen, It is ordered that Harold F. Collins, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur F. Mullen, It is ordered that Thomas W. Lanigan, Esquire, of Greeley, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. T. Baxter Milne, It is ordered that William B. Flannery, Esquire, of Elmira, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Patrick A. McCarran, It is ordered that Ciel Georgetta, Esquire, of Reno, State of Nevada, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Abbot P. Mills, It is ordered that Alexander R. Smith, Esquire, of Waltham, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. T. Baxter Milne, It is ordered that George B. Vaissell, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fitzgerald Hall, It is ordered that Walton Whitwell, Esquire, of Nashville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John F. Lockweiler, It is ordered that Ross C. Fisher, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Manuel V. Domenech, Treasurer of Puerto Rico, Petitioner,

386 vs.

The National City Bank of New York.

Leave was granted respondent to file a reply brief by Friday. The argument was continued by Mr. Earl T. Fiddler for the respondent and concluded by Mr. Wm. C. Rigby for the petitioner.

The Nashville, Chattanooga & St. Louis Railway, Appellant,

193 vs.

Herbert S. Walters, Commissioner of Highways, et al.

This case was reargued by Mr. Fitzgerald Hall for the appellant and by Mr. Edwin F. Hunt for the appellees.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

168 vs.

E. Morgan Grinnell, as Executor, etc.

This case was argued by Mr. Solicitor General Biggs for the petitioner and by Mr. Bernard Knollenberg for the respondent.

David H. Jennings, Receiver, etc., et al., Petitioners,

233 vs.

United States Fidelity and Guaranty Company.

The argument of this case was commenced by Mr. John F. Anderson for the petitioner.

THURSDAY, JANUARY 17, 1935 -

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. M. L. Bell, It is ordered that Robert E. Lee, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Martin J. McNamara, It is ordered that Meyer Frank Englander, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Winfield Hendry, It is ordered that William S. Wilson, Jr., Esquire, of Dothan, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank Yetka, It is ordered that Matthias N. Orfield, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas M. Mather, It is ordered that John L. Connolly, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Martin J. McNamara, It is ordered that John Alexander MacIntyre, Esquire, of Cambridge, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dean Acheson, It is ordered that Dwight D. Taylor, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dean Acheson, It is ordered that Alan C. Maxwell, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Randolph Carpenter, It is ordered that Alden E. Branine, Esquire, of Newton, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Randolph Carpenter, It is ordered that J. Sidney Nye, Esquire, of Newton, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hamilton Lewis, It is ordered that Joseph F. Kula, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hamilton Lewis, It is ordered that Elmer A. Walsh, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sam A. Lyne, It is ordered that John J. McCullough, Esquire, of Bisbee, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

David H. Jennings, Receiver, etc., et al., Petitioners,

338 vs.

United States Fidelity and Guaranty Company.

The argument of this case was continued by Mr. John F. Anderson for the petitioner; by Mr. Arthur L. Gilliom for the respondent; and concluded by Mr. George P. Barse for the petitioner.

Old Company's Lehigh, Inc., Petitioner,

340 vs.

Henry E. Meeker, as Receiver, etc., et al.

This case was argued by Mr. Israel H. Mandel for the petitioner and by Mr. George P. Barse for the respondents.

Ross C. Adams, Receiver, etc., Petitioner,

374 vs.

Edwin V. Champion, Trustee, etc.

This case was argued by Mr. John F. Anderson for the petitioner, and was submitted by Mr. Harry C. Heyl for the respondent.

On motion first made to the Court in this behalf by Mr. Thomas M. Mather, It is ordered that John L. Connolly, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Martin J. McNamara, It is ordered that John Alexander MacIntyre, Esquire, of Cambridge, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dean Acheson, It is ordered that Dwight D. Taylor, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dean Acheson, It is ordered that Alan C. Maxwell, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Randolph Carpenter, It is ordered that Alden E. Branine, Esquire, of Newton, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Randolph Carpenter, It is ordered that J. Sidney Nye, Esquire, of Newton, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hamilton Lewis, It is ordered that Joseph F. Kula, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hamilton Lewis, It is ordered that Elmer M. Walsh, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sam A. Syme, It is ordered that John J. McCullough, Esquire, of Bisbee, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

David H. Jennings, Receiver, etc., et al., Petitioners,

338 vs.

United States Fidelity and Guaranty Company.

The argument of this case was continued by Mr. John F. Anderson for the petitioner; by Mr. Arthur L. Gilliom for the respondent; and concluded by Mr. George P. Barse for the petitioner.

Old Company's Lehigh, Inc., Petitioner,

340 vs.

Henry E. Meeker, as Receiver, etc., et al.

This case was argued by Mr. Israel H. Mandel for the petitioner and by Mr. George P. Barse for the respondents.

Ross C. Adams, Receiver, etc., Petitioner,

374 vs.

Edwin V. Champion, Trustee, etc.

This case was argued by Mr. John F. Anderson for the petitioner, and was submitted by Mr. Harry C. Heyl for the respondent.

Atlantic Coast Line Railroad Company, Appellant,

344 vs.

State of Florida and E. S. Matthews, Mamie Eaton-Greene, et al., etc.

State of Florida and E. S. Matthews, Mamie Eaton-Greene, et al., &c., Appellants,

345 vs.

The United States of America, Interstate Commerce Commission, et al.

The retirement of Mamie Eaton-Greene as a Railroad Commissioner of the State of Florida and the election of Jerry W. Carter as such Commissioner having been suggested,

It is, on motion of counsel for the parties, ordered by this Court that Jerry W. Carter, present member of the Railroad Commission of Florida, be substituted in the place of Mamie Eaton-Greene, and that these causes be so continued and maintained.

Per Mr. Chief Justice Hughes.

Atlantic Coast Line Railroad Company, Appellant,

344 vs.

State of Florida, et al., etc.;

State of Florida, et al., etc., Appellants,

345 vs.

The United States of America, et al.

Three hourse allowed for oral argument. The argument was commenced by Mr. C. G. Ashby for Brooks-Scanlon Co. et al.; and continued by Mr. Carl H. Davis for the Atlantic Coast Line Railroad Company.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Ernest A. Michel, It is ordered that Thomas B. Mouer, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry J. Balzer, It is ordered that Thaddeus M. Machrowicz, Esquire, of Hamtramck, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry J. Balzer, It is ordered that Joseph A. Lewandowski, Esquire, of Hamtramck, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank F. Gentsch, It is ordered that Eugene Quigley, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel B. Pettengill, It is ordered that J. Elwood Jones, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George C. Sweeney, It is ordered that Samuel M. Salny, Esquire, of Fitchburg, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arlon V. Cushman, It is ordered that Cedric W. Porter, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America, Complainant,

18, Original. vs.

The State of Arizona.

Application for an order to show cause why a restraining order should not issue was submitted by Mr. Solicitor General Biggs for the complainant.

Atlantic Coast Line Railroad Company, Appellant,

344 vs.

The State of Florida, et al., etc.;

State of Florida, et al., etc., Appellants,

345 vs.

The United States of America, et al.

The argument of these cases was continued by Mr. Robert C. Alston for the Atlantic Coast Line Railroad Company; and concluded by Mr. Henry P. Adair for Brooks-Scanlon Corporation, et al.; and was submitted by Mr. Carl D. Landis for the State of Florida; by Mr. Theo. T. Turnbull for the Florida Railroad Commission; and by Mr. J. V. Norman for Wilson Lumber Company. Leave was granted the Atlantic Coast Line Railroad Company to file supplemental brief within three days.

Cape Fear Railways, Inc., Appellant,

387 vs.

The United States of America, et al.

The argument of this case was commenced by Mr. Moultrie Hitt for the appellant. The Court declined to hear further argument.

William A. S. Douglas, et al., Petitioners,

519 vs.

Elijah William Cunningham, et al.

This case was argued by Mr. Cedric W. Porter for the petitioners, and by Mr. Edmund A. Whitman for the respondents.

Proclamation being made the Court is adjourned until Monday, January 21, at

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Simon Broder, It is ordered that Joseph Heller, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raphael M. O'Hara, It is ordered that Leo W. White, Esquire, of Pittston, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raphael M. O'Hara, It is ordered that W. H. Gillespie, Esquire, of Pittston, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence J. Heller, It is ordered that Abraham Lieberman, Esquire, of Union City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. King, It is ordered that Joseph C. O'Mahoney, Esquire, of Cheyenne, State of Wyoming, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Max Rhoade, It is ordered that Max Shulman, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gilbert S. Woolworth, It is ordered that Ismael Soldevila, Esquire, of San Juan, Puerto Rico, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. J. Dickinson, It is ordered that Owen Cunningham, Esquire, of Des Moines, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hardin Peterson, It is ordered that Thomas H. Cooley, Esquire, of Mount Dora, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bennett C. Clark, It is ordered that John G. Madden, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hardin Peterson, It is ordered that Truman G. Futch, Esquire, of Leesburg, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that John M. Musgrave, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Byron S. Harlan, It is ordered that Helene Schmidt, of Middletown, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

— Original.

Ex Parte: Thomas J. Mooney, Petitioner.

On consideration of the motion for leave to file petition for an original writ of habeas corpus and the return to the rule to show cause thereupon issued,

It is ordered by this Court that the said motion be, and the same is hereby, denied without prejudice; and that the rule to show cause herein be, and the same is hereby, discharged.

Per Mr. Chief Justice Hughes.

The Chief Justice also announced the following orders of the Court:

F. R. Thatcher and Claudine
Thatcher, et al., Appellants,
373 vs.
County of San Diego, a Municipal
Corporation, L. H. Aul, et al.

Appeal from the District Court of Appeal of the State of California, 4th Appellate District.

This cause came on to be heard on the transcript of the record from the District Court of Appeal of the State of California, 4th Appellate District, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said District Court of Appeal, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Rutherford B. Irones, Albert W.
Bennett, Dante Rossi, et al., etc.,
Appellants,
400 vs.
American Securities Company.

Appeal from the Supreme Court of the State of California.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Cape Fear Railways, Incorporated,
Appellant,
387 vs.
The United States of America,
Interstate Commerce Commission, et al.

Appeal from the District Court of the United States for the Eastern District of Virginia.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Virginia, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Hughes.

The United States of America,

Complainant,

13, Original. vs.

The State of Arizona.

A rule is ordered to issue requiring the defendant to show cause, on or before February 4, next, why an order should not issue restraining interference by the defendant, State of Arizona, its officers, agents, and employees, with the construction of Parker Dam pending the final determination of this suit.

Per Mr. Chief Justice Hughes.

Georgia M. Spruill, Petitioner,

637 vs.

Mary O'Toole and Edgar C. Snyder.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgia M. Spruill, Petitioner, vs. Mary O'Toole and Edgar C. Snyder. 637

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Appellant,

628 vs.

William Elbert Belcher alias W. E. Belcher.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

State Automobile Insurance Association, Petitioner,

590 vs. Order allowing certiorari.

Bessie Glick, Administratrix of the Estate of Clarence T. Glick, Deceased.

The petition herein for a writ of certiorari to the Supreme Court of the State of Nebraska is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr.Chief Justice Hughes.

Harry E. Hallenbeck, Receiver of South Ashland National Bank, Petitioner,

600 vs. Order allowing certiorari.

W. F. Leimert, Receiver of Central Manufacturing District Bank.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Compagnie Generale Transatlantique,
Petitioner,
575 vs.
Philip Elting, as Collector of Customs, Port of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. J. Waldock, Trustee for the Republic Lumber Company,
Petitioner,
573 vs.
The Choctaw Lumber Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. J. Waldock, Trustee of and for the Home Builders Lumber Company,
Petitioner,
579 vs.
The Choctaw Lumber Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Title Guaranty & Surety Company and
American Surety Company of New York,
Petitioners,
583 vs.
State of Missouri, at the Relation
and to the Use of Andrew Jean
Stormfeltz.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Irving Trust Company, as Trustee in
Bankruptcy of United Cigar Stores
Company of America, Petitioner,
584 vs.
Bankers Trust Company, as Trustee, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fred Kaempfer, Fred William Kaempfer
and Harry Seeberger, as Trustees
of "Kaempfer Trust", Petitioners,
587 vs.
Mabel Reinecke.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anthony J. Drexel Biddle, Jr.,
Petitioner,
589 vs.
Irving Trust Company, as Trustee in Bankruptcy of Sonora Products Corporation of America, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Percy L. Deutsch, Petitioner,
590 vs.
Irving Trust Company, as Trustee in Bankruptcy of Sonora Products Corporation of America, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harris Hammond, Petitioner,
591 vs.
Irving Trust Company, as Trustee in Bankruptcy of Sonora Products Corporation of America, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Irving Trust Company, as Trustee in Bankruptcy of Sonora Products Corporation of America, etc., Petitioner,
592 vs.
Arthur D. Mendes, Wiley R. Reynolds, W. R. Reynolds & Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Victor C. Bell, Petitioner,
650 vs.
Irving Trust Company, as Trustee in Bankruptcy of Sonora Products Corporation of America, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Esther Larose Harris, Petitioner,
596 vs.
The Coca-Cola Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America,

Petitioner,

Oil vs.

Frank Rizzo, Claimant of 146,157 Gallons of Alcohol.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Michael J. Cusick, alias Harry Jennings, Petitioner,

565 vs.

Colonel Frank D. Whipp, Warden, etc.

A petition for rehearing having been filed in this cause,

On consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clarence Norris, Petitioner,

534 vs.

The State of Alabama.

A motion to substitute attorneys was submitted by Mr. L. Molendez King in support of the motion and by Mr. Walter H. Pollak in opposition thereto.

The State of Nebraska, Complainant,

16, Original. vs.

The State of Wyoming.

Leave was granted to file motion to dismiss, on motion of Mr. Joseph C. O'Mahoney in behalf of counsel for the defendant.

— Original.

Ex Parte: Land Owners Association, Petitioner.

A motion for leave to file petition for writ of mandamus and/or prohibition herein was submitted by Mr. Dean Acheson in behalf of counsel for the petitioner.

— Original.

Ex parte: Charles S. Abbott, Petitioner.

A motion for leave to file petition for writ of mandamus and/or prohibition herein was submitted by Mr. Dean Acheson in behalf of counsel for the petitioner.

Vulcan Manufacturing Company, Petitioner, vs. The Maytag Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

557

It appearing to the Court that counsel for the respective parties have filed a stipulation providing for the dismissal of the writ of certiorari in this cause, and that costs shall be taxed against the petitioner;

Therefore, pursuant to said stipulation, it is ordered by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

Jones & Laughlin Steel Corporation,

Petitioner,

593 vs.

George Vang and V. L. P. Shriver, Receivers of Iron City Sand & Gravel Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

It appearing to the Court that counsel for the petitioner has filed a motion to dismiss the petition for writ of certiorari in this cause;

Therefore, in pursuance of said motion, it is ordered by this Court that the said petition be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until Monday, February 4, at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Golden W. Bell, It is ordered that Joseph C. Sharp, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Brent Spence, It is ordered that M. J. Hennessey, Esquire, of Augusta, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Coleman Silbert, It is ordered that Milton Robinson, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Van Vleck, It is ordered that Saul C. Oppenheim, Esquire, of Battle Creek, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James E. Morton, It is ordered that George A. Meyer, Esquire, of Arlington, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James E. Morton, It is ordered that Melvin C. Smith, Esquire, of Fredericksburg, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. A. Van Orsdel, It is ordered that Byron W. Hunter, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Karl D. Loos, It is ordered that Harold H. Straus, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Karl D. Loos, It is ordered that David Blitzer, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Karl D. Loos, It is ordered that Stanley Osserman, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Brisner, It is ordered that Wm. Dale Dunifon, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Bricker, It is ordered that J. Roth Crabbe, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas R. Dempsey, It is ordered that Earl S. Patterson, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that Michael Breitkopf, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that Harold Simandl, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that William A. Schilling, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney, It is ordered that James W. Chapman, Jr., Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that Burket D. Murphy, Esquire, of Fayetteville, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles D. Hamel, It is ordered that James A. Lorrey, Jr., Esquire, of Macon, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Simon L. Wiener , Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Arthur A. Cocke, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward R. Burke, It is ordered that William M. Giller, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that A. Sidney Camp, Esquire, of Newnan, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that John McC. Hudson, Esquire, of Newport News, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that J. P. Jackson, Esquire, of Norfolk, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward R. Burke, It is ordered that Samuel Max Kier, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an Attorney and Counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that Manning J. Yeomans, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Wharton Pepper, It is ordered that James A. Montgomery, Jr., Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

E. W. Clark, Commissioner of Insurance
of the State of Iowa, as Receiver of
Federal Surety Company, Petitioner,
361 vs.
Harry O. Williard, W. W. Wheaton, and
C. W. Hay, as Trustees of Gordon Campbell-
Kevin Syndicate, et al.

On writ of certiorari to the Supreme Court of the State of Montana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Montana, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Cardozo.

David H. Jennings, Receiver of the
National Bank of America, and
National Bank of America, Petitioners,
238 vs.
United States Fidelity and Guaranty
Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Indiana for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Old Company's Lehigh, Inc.,
Petitioner,
240 vs.
Henry E. Meeker, as Receiver for the
First National Bank in Mamaroneck, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Cardozo.

Ross C. Adams, Receiver of the Farmers National Bank of Pekin, Illinois,

Petitioner,

374 vs.

Edwin V. Champion, Trustee in Bankruptcy of John Fitzgerald, Bankrupt.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of Illinois for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Manuel V. Domenech, Treasurer of Puerto Rico, Petitioner,

386 vs.

The National City Bank of New York.

On writ of certiorarito the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Puerto Rico.

Per Mr. Justice Roberts.

William A. S. Douglas and the
American Mercury, Inc., Petitioners,
519 vs.
Elijah William Cunningham and Post
Publishing Company.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged,and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Massachusetts for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Commonwealth of Pennsylvania,
Petitioner,
394 vs.
John G. Williams, Joseph B. Simon,
and Charles Denby, Jr., Receivers of
Mortgage Building and Loan Association.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

William D. Gordon, Secretary of
Banking of Pennsylvania, etc.,
Petitioner,
395 vs.
Joseph Ominsky and Robert B. Ely, 2rd,
Federal Receivers of Christian A. Fisher
Building and Loan Association, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Penn General Casualty Company,
Petitioner,
431 vs.
Commonwealth of Pennsylvania, ex rel.
Wm. A. Schnader, Attorney General.

On writ of certiorari to the Supreme Court of the State of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Pennsylvania, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court, but without prejudice to an application by the Insurance Commissioner to the District Court for an order relinquishing its jurisdiction over the property of the company and vacating its injunction against surrender of it to the Commissioner for liquidation under the Insurance Department Law of the state.

Per Mr. Justice Stone.

Ernest R. Forrest, Petitioner,
214 vs.
Arch R. Jack, as Receiver of the
Nephi National Bank of Nephi, Utah.

On writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Tenth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that the judgment of the District Court of the United States for the District of Utah, in this cause, be, and the same is hereby, affirmed.

And it is further ordered that this cause be, and the same is hereby, remanded to the said District Court.

Per Mr. Justice Butler.

J. Congdon Seabury, as Receiver of the
City National Bank of Sumter, S. C.,
Petitioner,
424 vs.
Beatrice C. Green, Administratrix
D.B.N., C.T.A., of the Estate of
Moses Green, Deceased, et al.

On writ of certiorarito the Court of Common Pleas for Sumter County of the State of South Carolina.

This cause came on to be heard on the transcript of the record from the Court of Common Pleas for Sumter County, South Carolina, and the Supreme Court of the State of South Carolina, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Butler.

Viloil Corporation,

Appellant,

429 vs.

Commonwealth of Pennsylvania.

Appeal from the Supreme Court of the State of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Pennsylvania, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Butler.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

168 vs.

E. Morgan Grinnell, as Executor of the Estate of Annie Stone.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Sutherland.

Chesley W. Jurney, Petitioner, vs. William P. MacCracken, Jr. — On writ of certiorari to the United States Court of Appeals for the District of Columbia.

339

This cause came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Court of Appeals, in this cause be, and the same is hereby reversed with costs; and that the judgment of the Supreme Court of the District of Columbia, in this cause be, and the same is hereby, affirmed.

And it is further ordered that this cause be, and the same is hereby, remanded to the said Supreme Court of the District of Columbia.

Per Mr. Justice Brandeis.

Mr. Justice McReynolds took no part in the consideration or decision of this case.

Minnie Lerner, Petitioner, vs. First Wisconsin National Bank of Milwaukee, Wisconsin, Jake Rakita, Harry Blumenfeld, et al. — On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

292

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Wisconsin for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

Lawyers County Trust Company, Petitioner,

496 vs.

William Reichert and Paul Kellner, Individually and as Co-Partners Trading Under the Name of W. Reichert & Co.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice McReynolds.

The Wilber National Bank of Oneonta, N. Y., as Administrator of the Estate of James Patrick Mahar, Deceased, Petitioner,

210 vs.

The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of New York.

Per Mr. Justice McReynolds.

The Chief Justice said:

"The orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

— Original.

Ex Parte: Sophy Callahan, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Land Owners Association, Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus and/or prohibition herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Charles S. Abbott, Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus and/or prohibition herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Atlantic Coast Line Railroad Company, Appellant,

344 vs.

State of Florida and E. S. Matthews, etc., et al.;

State of Florida and E. S. Matthews, etc., et al., Appellants,

345 vs.

The United States of America, Interstate Commerce Commission, et al.

These cases are restored to the docket and assigned for reargument on Monday, March 4, next; and the attention of counsel is directed to the following points upon which the Court desires to hear argument: (1) whether the District Court had jurisdiction to award restitution or should exercise such jurisdiction in a case of this character relating to intrastate rates; (2) if the District Court had such jurisdiction and should exercise it in a case of this character relating to the revenue needs of the carrier, what should be the measure of an award of restitution; and (3) in such an inquiry, what effect, evidentiary or otherwise, should be attributed to the proceedings before, and findings of, the Interstate Commerce Commission.

Counsel are also requested to point out what differences, if any, there are between the evidence before the District Court and that before the Interstate Commerce Commission.

Per Mr. Chief Justice Hughes.

Jesse C. Duke, Petitioner,

643 vs.

The Committee on Grievances of the Supreme Court of the District of Columbia, et al.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jesse C. Duke, Petitioner,

642 vs.

The Committee on Grievances of the Supreme Court of the District of Columbia, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James Steele, Petitioner,

644 vs.

The People of the State of New York.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James Steele,

Petitioner,

644 vs.

The People of the State of New York.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument ofcounsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Reba Ray Knight, Petitioner,

655 vs.

A. C. Aderhold, Warden, United States Penitentiary, Atlanta, Georgia.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Reba Ray Knight,

Petitioner,

655 vs.

A. C. Aderhold, Warden, United States Penitentiary, Atlanta, Georgia.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harold E. West, J. Frank Harper, et al., etc., Appellants,

648 vs.

Chesapeake and Potomac Telephone Company of Baltimore City.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Max Senior, Appellant,

693 vs.

George C. Braden, et al., etc.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

584 vs. Order allowing certiorari.

James A. Rankin, Executor of the Estate

of Richard B. Turner, Deceased.

The petition herein for a writ of certiorarito the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Federal Land Bank of St. Louis, a Corporation, Petitioner,

594 vs. Order allowing certiorari.

A. B. Priddy, Circuit Judge.

The petition herein for a writ of certiorarito the Supreme Court of the State of Arkansas is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Peters Patent Corporation, Petitioner.

601 vs. Order allowing certiorari.

Bates & Klinke, Inc.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Ivanhoe Building and Loan Association of Newark, N. J., Petitioner,

611 vs. Order allowing certiorari.

Thomas A. Orr, Trustee of Eastern Sash & Door Company, Bankrupt.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Cavour Hartley, Executor of the Estate of G. G. Hartley, Petitioner,

608 vs. Order allowing certiorari.

Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The California Oregon Power Company, Petitioner,

612 vs. Order allowing certiorari.

Beaver Portland Cement Company and City of Gold Hill, Oregon.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Smith Associates Securities Corporation and Realty Associates, Inc., Petitioners,

615 vs. Order allowing certiorari.

Eugene F. O'Connor, Jr., Fred L. Gross,

Homer E. Palmer, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John A. Snyder, Petitioner,

663 vs. Order allowing certiorari.

Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted, and the case is assigned for argument immediately following No. 582.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Anders Jordahl and Mary D. Jordahl, Petitioners,

582 vs.

Irving Trust Company, Trustee in Bankruptcy of ~~of~~ International Match Corporation, et al., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorariherein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Norman S. Bowles, Petitioner,
593 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charlotte F. Jones, Petitioner,
595 vs.
The National Bank of Chester County and John Ralston Jones, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles Burnham Squier, Petitioner,
597 vs.
Augustus S. Houghton, Frederick C. Squier, Jr., William C. Squier, 3rd, etc., et al.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, to the Use of Colonial Brick Corporation, Petitioner, vs. Federal Surety Company and E. W. Clark, Receiver of Federal Surety Company.

614 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, to the Use of Colonial Brick Corporation, et al., Petitioners, vs. Federal Surety Company. E. W. Clark, Receiver of Federal Surety Company, et al.

615 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Minnesota Mining & Manufacturing Company, Petitioner, vs. Durward Ogden Guth.

599 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Norwich Union Indemnity Company,

Petitioner,

613 vs.

H. O. Simonds, as Father of John Simonds, a Minor.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David Lipman,

Petitioner,

617 vs.

Arthur V. Goebel and Edward Schatz.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Ohio Locomotive Crane Company,

Petitioner,

618 vs.

U. G. Denman, Administrator with the will Annexed of Charles H. Nauts, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Ohio Locomotive Crane Company, Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

619

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, ex rel. The Kroger Grocery & Baking Company, Petitioner, vs. The Interstate Commerce Commission. — On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

622

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wesley Robinson, Southern Fertilizer and Chemical Company, et al., Petitioners, vs. The Home Insurance Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

623

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William G. Roelker, Receiver of the Middlesex National Bank, Lowell, Massachusetts, Petitioner,
626 vs.
Bromley-Shepard Co., Inc. and Sarah Bromley Shepard.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The People of the State of New York, Petitioner,
627 vs.
Louis W. Arnold, Jr., Trustee in Bankruptcy of Flatbush Gum Co., Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. A. Lowe's, Inc., et al., Petitioners,
629 vs.
New England Theatres, Inc., Olympia Theatres, Inc. and Olympia Operating Company.

On petition for writ of certiorari to the Superior Court for Suffolk, County, Commonwealth of Massachusetts.

On consideration of the petition for a writ of certiorari herein to the Superior Court for Suffolk County, Commonwealth of Massachusetts, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Arthur J. Kasimov and Joseph Kasimov,
Partners Trading as Kasimov Bros.,
Petitioners,
630 vs.
Alfred I. Soltz, Trustee in Bankruptcy of the Estate of Arthur J. Kasimov, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,
161 vs.
Irah D. Spaulding.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, ex rel. Chicago Great Western Railroad Co., et al., Petitioners,
234 vs.
Interstate Commerce Commission, et al.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Highway Trailer Company, Petitioner,

545 vs.

Commissioner of Internal Revenue.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. Verdner Carson, et al., Petitioners,

581 vs.

The Long-Bell Lumber Corporation, et al.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgia M. Spruill, Petitioner,

608 vs.

William T. Ballard, et al.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgia M. Spruill, Petitioner,

609 vs.

Supreme Court of the District of Columbia.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgia M. Spruill, Petitioner,

627 vs.

Mary O'Toole and Edgar C. Snyder.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John H. Frederick, doing business as [illegible], Petitioner,

133 vs.

The United States of America.

Mr. Solicitor General Biggs brought to the attention of the Court Public Resolution No. 1, 74th Congress, and moved the Court to consider its application to this case.

The United States of America, Complainant,

18, Original. vs.

The State of Arizona.

Leave was granted complainant to file brief by Friday next on motion of Mr. Solicitor General Biggs for the complainant.

Herbert H. Waxham, doing business as Waxham Hatcheries, Petitioner,

209 vs.

Samuel B. Smith and The Buckeye Incubator Company.

On consideration of the motion of counsel for the respondents that the mandate in this cause issue forthwith,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr, Chief Justice Hughes.

The State of Nebraska, Complainant,

16, Original. vs.

The State of Wyoming.

Motion to set this cause for hearing on motion to dismiss was submitted by Mr. Edward R. Burke for the complainant.

Clarence Norris, Petitioner,

534 vs.

The State of Alabama.

On consideration of the motion for leave to withdraw the motion to substitute counsel and to withdraw the appearances of Mr. Walter H. Pollak and Mr. Osmond K. Fraenkel as counsel for the petitioner in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

—

In re Thomas Marshall.

The return to the rule to show cause herein was presented.

The United States of America, Complainant,

18, Original. vs.

The State of Arizona.

The return to the rule to show cause herein was presented.

Zenith-Detroit Corporation, Petitioner,

634 vs.

Bendix Stromberg Carburetor Company, (Formerly Stromberg Motor Devices Company).

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

It appearing to the Court that counsel for the respective parties have filed a stipulation providing for the dismissal of the petition for writ of certiorari in this cause;

Therefore, in pursuance of said stipulation, it is ordered by this Court that the said petition be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Paramount Publix Corporation, Petitioner,

254 vs.

American Tri-Ergon Corporation.

The argument of this case was commenced by Mr. William D. Mitchell for the petitioner; continued by Mr. Theodore S. Kenyon for the respondent; and by Mr. George Wharton Pepper for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

TUESDAY, FEBRUARY 5, 1935 -

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. G. J. Neuner, It is ordered that Wint Smith, Esquire, of Topeka, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James C. Waters, Jr., It is ordered that Nathan A. Dobbins, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. Velmore Robinson, It is ordered that Charles Burton Gray, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren J. Duffey, It is ordered that Frank L. Kloeb, Esquire, of Celina, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. Welmore Robinson, It is ordered that Charles O. Arthur, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Rolla N. Carter, It is ordered that Walter H. Borchording, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Cassius M. Clay, It is ordered that Adolph A. Berle, Jr., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Franklin F. Morell, It is ordered that Raymond Fassett Brown, Esquire, of Syracuse, State of New York, be admitted to practice as an Attorney and Counsellor of this Court,and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John B. O'Brien, Jr., It is ordered that E. Kendall Bragg, Esquire, of Cambridge, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward C. Finney, It is ordered that Francis Gill, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that Lyman S. Hulbert, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. G. J. Neuner, It is ordered that Edward F. Arn, Esquire, of Topeka, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jules Gilmer Korner, It is ordered that Arnold Margolin, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter A. Koons, It is ordered that B. D. Martin, Esquire, of Wichita Falls, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that Robert Whitehead, Esquire, of Lexington, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. G. J. Neuner, It is ordered that Otho W. Lemax, Esquire, of Topeka, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Driver, It is ordered that Seth C. Reynolds, Esquire, of Ashdown, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George W. Norris, It is ordered that James Louis Robertson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hardin Peterson, It is ordered that George Walter Scofield, Esquire, of Inverness, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence F. Lea, It is ordered that Everett A. Corten, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick Steiwer, It is ordered that William S. Shenker, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that Fred E. Ptak, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Byron B. Harlan, It is ordered that Walter Patrick Reese, Esquire, of Dayton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Paramount Publix Corporation, Petitioner,

254 vs.

American Tri-Ergon Corporation.

The argument of this case was continued by Mr. George Wharton Pepper for the respondent and concluded by Mr. William D. Mitchell for the petitioner.

Altoona Publix Theatres, Inc., Petitioner,

255 vs.

American Tri-Ergon Corporation and Tri-Ergon Holding, A.G.; and

Wilmer & Vincent Corporation and Locust Street Real Estate Co., Petitioners,

256 vs.

American Tri-Ergon Corporation and Tri-Ergon Holding, A. G.

These cases were argued by Mr. Merrell E. Clark and by Mr. Thomas G. Haight for the petitioners, and by Mr. Thomas D. Thacher for the respondents.

Madison L. Miller, Jr., Petitioner,

342 vs.

The United States of America.

The argument of this case was commenced by Mr. James A. Lowrey, Jr., for the petitioner.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Henry Stewart McDonald, Jr., It is ordered that Robert H. Shields, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry Stewart McDonald, Jr., It is ordered that Robert B. Tyler, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. L. Igoe, It is ordered that Celia M. Howard, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. L. Igoe, It is ordered that Samuel MacKeehan Dague, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. O'Connor, It is ordered that J. Daniel Dougherty, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Byron B. Harlan, It is ordered that Benjamin Horn, Esquire, of Dayton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry Stewart McDonald, Jr., It is ordered that Charles W. Waring, Esquire, of Charleston, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold M. Stephens, It is ordered that Isaac Blair Evans, Esquire, of Pasadena, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold M. Stephens, It is ordered that Enor K. Matson, Esquire, of Helena, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy E. Ayers, It is ordered that E. J. McCabe, Esquire, of Great Falls, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard Spencer, It is ordered that A. Donham Owen, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Madison L. Miller, Jr., Petitioner,

342 vs.

The United States of America.

The argument of this case was continued by Mr. Will G. Beardslee for the respondent, and concluded by Mr. James A. Lowrey, Jr., for the petitioner.

The United States of America, et al., Appellants,

379 vs.

Chicago, Milwaukee, St. Paul & Pacific Railroad, et al.

The argument of this case was commenced by Mr. Assistant Attorney General Stephens for the appellants, The United States and Interstate Commerce Commission; continued by Mr. John T. Luisenberry for the appellants, Illinois Central Railroad Company, et al.; by Mr. C. L. Taylor for the appellee, Chicago, Milwaukee, St. Paul and Pacific R. R. Co.; and concluded by Mr. Earl B. Wilkinson for the appellees, Binkley Coal Mining Company, et al.

G. D. Swinson, Petitioner,

383 vs.

Chicago, St. Paul, Minneapolis and Omaha Railway Company.

The argument of this case was commenced by Mr. Ernest A. Michel for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, FEBRUARY 7, 1935

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Chester J. Gerkin, It is ordered that Francisco A. Delgado, Esquire, of Manila, Philippine Islands, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Abram P. Staples, It is ordered that Henry L. Ketner, Esquire, of Richmond, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Gadie A. Devilacqua, of Galveston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Carl E. Mapes, It is ordered that Thomas C. Cochran, Esquire, of Mercer, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Pittenger, It is ordered that John M. Brin, Esquire, of Stewartville, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Anders Jordahl and Mary D. Jordahl, Petitioners,

562 vs.

Irving Trust Company, Trustee, in Bankruptcy of International Match Corporation, et al., etc.

On consideration of the motion to withhold the order denying the petition for writ of certiorari in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

G. D. Swinson, Petitioner,

393 vs.

Chicago, St. Paul, Minneapolis and Omaha Railway Company.

The argument of this case was continued by Mr. Ernest A. Michel for the petitioner; and concluded by Mr. Warren Newcome for the respondent.

Panhandle Eastern Pipe Line Company, Appellant,

412 vs.

State Highway Commission of Kansas.

This case was argued by Mr. G. J. Neuner for the appellant, and by Mr. Otho W. Lomax and Wint Smith for the appellee.

Frank H. Cooney, as Governor of the State of Montana, et al., etc., Appellants,

423 vs.

The Mountain States Telephone and Telegraph Company.

The argument of this case was commenced by Mr. Enor K. Matson for the appellants.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

FRIDAY, FEBRUARY 8, 1935

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Camden R. McAtee, It is ordered that Rodney P. Woods, Jr., Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Camden R. McAtee, It is ordered that William W. Ogden, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Homer R. Hendricks, It is ordered that J. H. Chamillon, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Maurice J. Zucker, It is ordered that Abraham Alboum, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Julius C. Smith, Esquire, of Greensboro, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Burton Smith, it is ordered that Hyman Shanok, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Frank H. Cooney, as Governor of the State of Montana, et al., etc., Appellants,
433 vs.
The Mountain States Telephone and Telegraph Company.

The argument of this case was continued by Mr. Elmer L. Brock for the appellee, and concluded by Mr. M. S. Gunn for the appellee.

Hildegard Schoenamsgruber, etc., Petitioner,
434 vs.
The Hamburg American Line, Claimant, etc.; and

Gustave Schoenamsgruber, Petitioner,
435 vs.
The Hamburg American Line, Claimant.

These cases were argued by Mr. Joseph C. Sharp for the respondent, and submitted by Mr. Harry H. Semmes for the petitioners.

The Stewart Dry Goods Company, Appellant,
454 vs.
John B. Lewis, et al., Individually, etc., et al.;

Fred Levy, et al., Appellants,
455 vs.
John B. Lewis, et al., Individually, etc., et al.;

J. C. Penney Company, Appellant,
456 vs.
John B. Lewis, et al., etc.; and

The Kroger Grocery & Baking Company, Appellant,
457 vs.
John B. Lewis, et al., etc.

These cases were argued by Mr. Robert S. Marx for the appellants, and by Mr. S. H. Brown and Mr. Francis M. Burke for the appellees.

Alaska Packers Association, Appellant,

465 vs.

The Industrial Accident Commission of the State of California, et al.

The argument of this case was commenced by Mr. Francis Gill for the appellant.

MONDAY, FEBRUARY 11, 1935

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Seth W. Richardson, It is ordered that Thos. H. Hodgson, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles H. Houston, It is ordered that Theophilus M. Mann, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Marvin Jones, It is ordered that Louis M. Fischer, Esquire, of Amarillo, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John F. Dockweiler, It is ordered that M. Norton Garbus, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry F. Butler, It is ordered that Vincent W. Farley, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Achilles Catsonis, It is ordered that George C. Eliades, Esquire, of Lowell, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert J. Bulkley, It is ordered that Elliott E. Stearns, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alva B. Adams, It is ordered that Robert S. East, Esquire, of Pueblo, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice said:

"The orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

John H. Frederick,	On certificate from the United States
233 vs.	Circuit Court of Appeals for the
The United States of America.	Eighth Circuit.

Mr. Solicitor General Biggs having brought to the attention of the Court Public Resolution No. 1, 74th Congress, and having moved the Court to consider its application to this case;

On consideration whereof, It is ordered by this Court that, in view of the provisions of Public Resolution No. 1, 74th Congress, approved January 18, 1935, the certificate herein be, and the same is hereby, dismissed to the end that further proceedings may be had in accordance with the Resolution.

Per Mr. Chief Justice Hughes.

Louise Harwood, as Guardian of Thomas Cabel Harwood, Petitioner, vs. The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

347

The provisions of Public Resolution No. 1, 74th Congress, approved January 30, 1935, having been brought to the attention of this Court for consideration in connection with this case;

On consideration whereof, It is ordered and adjudged by this Court that in view of the provisions of said Resolution, the judgment of the said United States Circuit Court of Appeals, in this cause be, and the same is hereby, vacated; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals with instructions to determine whether the District Court should have directed a verdict on the merits, and to enter judgment accordingly.

Per Mr. Chief Justice Hughes.

The State of Nebraska, Complainant, vs. The State of Wyoming.

16, Original.

On consideration of the motion to set this case for hearing on the motion to dismiss,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and the case is assigned for argument on Monday, March 11, next after the case heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

The United States of America, Complainant, vs. The State of Arizona.

18, Original.

Order.

It is ordered that this cause be assigned for hearing on the application for an interlocutory injunction on Monday, March 4, next, at the head of the call for that day, and that the defendant, its officers, agents, and employees, be, and they hereby are, restrained from interfering with the construction of Parker Dam pending the hearing and determination of said application.

Per Mr. Chief Justice Hughes.

J. S. Belt and A. J. Kelly, Petitioners,

668 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. S. Belt and A. J. Kelly, Petitioners,

668 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgia M. Spruill, Petitioner,

669 vs.

Howard E. Crawford.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgia M. Spruill, Petitioner,

669 vs.

Howard E. Crawford.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Angelo Herndon, Appellant,

665 vs.

The State of Georgia.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Texas and New Orleans Railroad Company, et al., Appellants,

670 vs.

The United States of America, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Stott Realty Company, Petitioner,

640 vs. Order allowing certiorari.

Roy A. Heymann, Chandler Hovy and Thomas H. McInnerney, as Trustees, etc.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Washington Railway & Electric Company,
Petitioner,

616 vs. On petition for writ of certiorari

Melvin C. Hazen, George E. Allen and John C. Gotwals, Commissioners of the District of Columbia, et al. to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Spencer G. Young, Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

620

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry Woo, Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

624

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Yonejiro Nakasuji, Petitioner, vs. Howard Seager, United States Collector of Customs, District No. 27, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

631

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. C. A. Hamann,

Petitioner,

639 vs.

Ralph Stickle, Ancillary Receiver of Prince & Whitely.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis D. Beaumont,

Petitioner,

641 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The New York, New Haven & Hartford Railroad Company,

Petitioner,

647 vs.

Emil Hoffman.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex parte: Thomas J. Mooney, Petitioner.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fred L. Fox, in His Individual Right and in His Official Capacity as Tax Commissioner of the State of West Virginia, Appellant,

69 vs.

Standard Oil Company of New Jersey.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. Grace Mae Davis, Petitioner,

573 vs.

Jefferson Standard Life Insurance Company.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Order.

The Court will take a recess from Monday, February 18th to Monday, March 4th, next.

Per Mr. Chief Justice Hughes.

Alaska Packers Association, Appellant,

465 vs.

The Industrial Accident Commission of the State of California.

The argument of this case was continued by Mr. Francis Gill for the appellant, and concluded by Mr. Everett A. Corten for the appellee.

Henry L. Doherty & Company, Appellant,

469 vs.

Frank Goodman.

This case was argued by Mr. Fred W. Lehmann, Jr., for the appellant, and by Mr. Joseph I. Brody for the appellee.

Fox Film Corporation, Petitioner,

478 vs.

A. B. Muller.

The argument of this case was commenced by Mr. James D. Shearer for the petitioner. The Court declined to hear further argument.

The State of Wisconsin, Complainant,

15, Original. vs.

The State of Michigan.

The argument on the exceptions to the report of the Special Master herein was commenced by Mr. Adolph J. Rieberstein for the complainant, and was suspended and the case continued.

Charles H. Baldwin, as Commissioner of Agriculture and Markets, etc., et al., Appellants,

604 vs.

G. A. F. Seelig, Inc.; and

G. A. F. Seelig, Inc., Appellant,

605 vs.

Charles H. Baldwin, as Commissioner of Agriculture and Markets, etc., et al.

The argument of these cases was commenced by Mr. J. Daniel Dougherty for G. A. F. Seelig, Inc., and continued by Mr. Henry S. Manley for Charles H. Baldwin, as Commissioner, etc., et al.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John W. Townsend, It is ordered that Wilbur W. Piper, Esquire, of Knoxville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and hewas sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Winfield Hendry, It is ordered that Edwin Brobston, Esquire, of Tampa, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis B. Montfort, It is ordered that George L. Hart, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arnold C. Hansen, It is ordered that Hiram K. Green, Esquire, of Salem, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas Maynard Brown, It is ordered that Ralph G. Wilson, Esquire, of Alexandria, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nathan B. Williams, It is ordered that Samuel M. Casey, Esquire, of Batesville, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bernard F. Garvey, It is ordered that Clarence R. Gorman, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Herbert A. Friedlich, It is ordered that James P. Carey, Jr., Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Angus D. MacLean, It is ordered that W. D. Pruden, Esquire, of Edenton, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elihu Root, Jr., It is ordered that Wilkie Brushby, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elihu Root, Jr., It is ordered that Joseph Schreiber, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ernest H. Van Fossan, It is ordered that Thomas E. Huser, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Charles H. Baldwin, as Commissioner of Agriculture, etc., et al., Appellants,
604 vs.
G. A. F. Seelig, Inc.; and
G. A. F. Seelig, Inc., Appellant,
605 vs.
Charles H. Baldwin, as Commissioner of Agriculture, etc., et al.

The argument of these cases was continued by Mr. Henry S. Manley for Charles H. Baldwin, as Commissioner, etc., et al., and concluded by Mr. J. Daniel Dougherty for G. A. F. Seelig, Inc.

Continental Illinois National Bank and Trust Company of Chicago, Petitioner,
479 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.;

Continental Illinois National Bank and Trust Company of Chicago, Petitioner,
480 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.;

The Chase National Bank of the City of New York, Petitioner,
481 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.;

The Chase National Bank of the City of New York, Petitioner,
482 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.;

Mississippi Valley Trust Company, Petitioner,
483 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.;

Mississippi Valley Trust Company, Petitioner,
484 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.;

Harris Trust and Savings Bank, Petitioner,
485 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.;

Harris Trust and Savings Bank, Petitioner,
486 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.;

The New York Trust Company, Petitioner,
487 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.; and

The New York Trust Company, Petitioner,
488 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.

The argument of these cases was commenced by Mr. Herbert A. Friedlich for the petitioners; continued by Mr. Paul D. Miller for the petitioners and

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Herman Steerman, It is ordered that Isidor Ostroff, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George L. Hart, Jr., It is ordered that Paul B. Sargent, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Carl J. Austrian, It is ordered that Harold A. Cohen, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward R. Burke, It is ordered that Philip M. Aitken, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward R. Burke, It is ordered that William I. Aitken, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edgar Bronson Tolman, It is ordered that Walter Schaefer, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edgar Bronson Tolman, It is ordered that Donald B. MacGuineas, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Continental Illinois National Bank and Trust Company of Chicago, Petitioner,
479 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.;

Continental Illinois National Bank and Trust Company of Chicago, Petitioner,
480 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.;

The Chase National Bank of the City of New York, Petitioner,
481 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.;

The Chase National Bank of the City of New York, Petitioner,
482 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.;

Mississippi Valley Trust Company, Petitioner,
483 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.;

Mississippi Valley Trust Company, Petitioner,
484 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.;

Harris Trust and Savings Bank, Petitioner,
485 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.;

Harris Trust and Savings Bank, Petitioner,
486 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.;

The New York Trust Company, Petitioner,
487 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.;

The New York Trust Company, Petitioner,
488 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.

The argument of these cases was continued by Mr. Edward W. Bourne for the respondent Protective Committee for the Chicago, Rock Island & Pacific Railway Company General Mortgage Bonds; by Mr. Marcus L. Bell for the respondents, Trustees in Bankruptcy; and concluded by Mr. Paul D. Miller for the

Reconstruction Finance Corporation, Petitioner,
489 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.; and

Reconstruction Finance Corporation, Petitioner,
490 vs.
The Chicago, Rock Island & Pacific Railway Company, et al.

The argument of these cases was commenced by Mr. A. A. Berle, Jr., for the petitioner; continued by Mr. Cassius M. Clay for the petitioner; by Mr. A. A. Berle, Jr., for the petitioner; by Mr. Elihu Root, Jr., for the respondents, Bondholders Protective Committees; by Mr. Marcus L. Bell for the respondents, Trustees in Bankruptcy; and concluded by Mr. A. A. Berle, Jr., for the petitioner; and were submitted by Mr. James H. McIntosh, Mr. Clifton P. Williamson, and Mr. Edward W. Bourne for respondent, Protective Committee for the Chicago, Rock Island and Pacific Railway Company general mortgage bonds.

Steamship "Ansaldo San Giorgio I", Societa Nazionale Di Navigazione, Claimant, Petitioner,
521 vs.
The Rheinstrom Brothers Company.

This case was argued by Mr. Homer L. Loomis for the petitioner, and by Mr. D. Roger Englar for the respondent.

Manufacturers' Finance Company, Petitioner,
511 vs.
Frank M. McKey, as Trustee in Bankruptcy, etc.

The argument of this case was commenced by Mr. Edward I. Rothbart for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmer Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James D. Carpenter, Jr., It is ordered that Benjamin Grosz, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James D. Carpenter, Jr., It is ordered that David Friedenberg, Esquire, of Hoboken, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David Wiener, It is ordered that Louis Miller, Esquire, of Bayonne, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James D. Carpenter, Jr., It is ordered that Howard Swart, Esquire, of Toms River, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James D. Carpenter, Jr., It is ordered that Walter J. Bilder, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William V. Gregory, It is ordered that Henry L. Brooks, Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Hitz, It is ordered that John Noble, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas E. Knight, Jr., It is ordered that S. P. Gaillard, Jr., Esquire, of Mobile, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Manufacturers' Finance Company, Petitioner,
512 vs.
Frank M. McKey, as Trustee in Bankruptcy, etc.

The argument of this case was continued by Mr. Edward T. Rothbart for the petitioner; by Mr. Thomas L. Marshall for the respondent; and concluded by Mr. Edward I. Rothbart for the petitioner.

Aktieselskabet "Cuzco" as Owner of the Norwegian Steamship "Toluma", Petitioner,
514 vs.
Steamship "Sucarseco", her engines, etc., et al.

This case was argued by Mr. William H. McGrann for the petitioner, and by Mr. D. Roger Englar for the respondents.

Great Northern Railway Company, Petitioner,
499 vs.
P. B. Sullivan, Doing Business as Alberta Coal Sales Company.

The argument of this case was commenced by Mr. J. P. Plunkett for the Petitioner, and continued by Mr. Stanley B. Houck for the respondent.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Walter H. Pollak, It is ordered that Franklin S. Pollak, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry M. Ward, It is ordered that John T. Beasley, Esquire, of Terre Haute, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. A. Igoe, It is ordered that Frederick E. Merrills, Esquire, of Belleville, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Great Northern Railway Company, Petitioner,

199 vs.

P. B. Sullivan, Doing Business as Albertal Coal Sales Company.

The argument of this case was continued by Mr. Stanely B. Houck for the respondent; and concluded by Mr. J. P. Plunkett for the petitioners.

Joseph A. Broderick, Superintendent of Banks of the State of New York, Appellant,

528 vs.

Mary Rosner, et al.

The argument of this case was commenced by Mr. Carl J. Austrain for the appellant; continued by Mr. James D. Carpenter, Jr., for the appellant; by Mr. Walter J. Bilder for the appellees, Mary Rosner, et al.; by Mr. David Friedenberg for the appellees, Charles P. Anderson, et al.; and submitted by Mr. J. H. Harrison for the appellees, The Bobdon Co. et al.

Clarence Norris, Petitioner,

534 vs.

The State of Alabama; and

Haywood Patterson, Petitioner,

554 vs.

State of Alabama.

The argument of these cases was commenced by Mr. Samuel S. Leibowitz for the petitioner in No. 534, and continued by Mr. Walter H. Pollak for the petitioner in No. 554.

Proclamation being made the Court is adjourned until Monday next at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Albert E. Steinem, It is ordered that Robert G. Dreffein, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick O. Graves, It is ordered that George M. Sundheim, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis B. Biddle, It is ordered that Robert B. Watts, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Lloyd E. Elliott, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Earl W. Shinn, it is ordered that Neal A. Sullivan, Esquire, of Muskirk, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Norman U. Norman,

Petitioner,

270 vs.

The Baltimore and Ohio Railroad Company.

On writ of certiorari to the Supreme Court of the State of New York, County of New York.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, County of New York, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Dissenting opinion by Mr. Justice McReynolds in which Mr. Justice Van Devanter, Mr. Justice Sutherland, and Mr. Justice Butler join.

The United States of America.
Reconstruction Finance Corporation,
et al., Petitioners,
471 vs.
Bankers Trust Company and William H. Bixby, Trustees.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, which cause was brought into this Court before hearing and decision in the said Circuit Court of Appeals, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the District Court of the United States for the Eastern District of Missouri, in this cause be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said District Court.

Per Mr. Chief Justice Hughes.

Dissenting opinion by Mr. Justice McReynolds in which Mr. Justice Van Devanter, Mr. Justice Sutherland, and Mr. Justice Butler join.

The United States of America,
Reconstruction Finance Corporation,
et al., Petitioners,
472 vs.
Bankers Trust Company and William H. Bixby, Trustees.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, which cause was brought into this Court before hearing and decision in the said Circuit Court of Appeals, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the District Court of the United States for the Eastern District of Missouri, in this cause be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said District Court.

Per Mr. Chief Justice Hughes.

Dissenting opinion by Mr. Justice McReynolds in which Mr. Justice Van Devanter, Mr. Justice Sutherland, and Mr. Justice Butler join.

F. Eugene Mortz, On certificate from the

531 vs. Court of Claims.

The United States.

This cause came on to be heard on a certificate from the Court of Claims, and was argued by counsel.

On consideration whereof, the first question certified by the Court of Claims is answered in the negative. It is unnecessary to answer the second question. And, in the circumstances shown, the third question is academic and also need not be answered.

Per Mr. Chief Justice Hughes.

Dissenting opinion by Mr. Justice McReynolds in which Mr. Justice Van Devanter, Mr. Justice Sutherland, and Mr. Justice Butler join.

John M. Perry, On certificate from the

532 vs. Court of Claims.

The United States.

This cause came on to be heard on a certificate from the Court of Claims, and was argued by counsel.

On consideration whereof, the first question certified by the Court of Claims is answered in the negative. It is not necessary to answer the second question.

Per Mr. Chief Justice Hughes.

Concurring opinion by Mr. Justice Stone.

Dissenting opinion by Mr. Justice McReynolds in which Mr. Justice Van Devanter, Mr. Justice Sutherland, and Mr. Justice Butler join.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

Fox Film Corporation, Petitioner, vs. A. B. Muller. — On writ of certiorari to the Supreme Court of the State of Minnesota.

478

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the writ of certiorari in this cause, be and the same is hereby, dismissed as improvidently granted.

Per Mr. Chief Justice Hughes.

Sherrell E. Chandler, Appellant, vs. Wm. H. Marlatt, Executor of the Estate of George A. Coulton, Deceased. — Appeal from the Supreme Court of the State of Ohio.

675

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed upon the ground that it does not appear that the decision of a Federal question was necessary to the determination of the cause or was actually determined.

Per Mr. Chief Justice Hughes.

Panhandle Eastern Pipe Line Co.,

Appellant, Appeal from the Supreme Court of the

412 vs. State of Kansas.

State Highway Commission of Kansas.

This case is restored to the docket and assigned for reargument on Monday, March 11, next. The Court especially desires to hear argument with respect to the rights and privileges of the appellant as a pipe line company, and the obligations and burdens imposed upon the appellant, under the statutes of the State of Kansas.

Per Mr. Chief Justice Hughes.

Carl Green, Petitioner,

688 vs.

The Cleveland, Cincinnati, Chicago, and St. Louis Railway Company.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carl Green,

Petitioner, On petition for writ of certiorari

688 vs. to the Supreme Court of the

The Cleveland, Cincinnati, Chicago State of Ohio.

and St. Louis Railway Company.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

In the Matter of Thomas Marshall.

Thomas Marshall, of 105 West Adams Street, Chicago, Illinois, an attorney of the bar of this Court, having been cited to show cause why he should not be adjudged in contempt of this Court because of the character of the statements contained in his briefs presented to this Court on the application for certiorari in Marshall Electric Co. v. Pullman, Inc., et al., No. 536 on the present docket, as set forth in the order to show cause;

And it now appearing that the said Thomas Marshall makes the following answer:

"I am humiliated at the realization that certain remarks in my reply brief have transgressed the bonds of propriety and offended the Court. I am very sorry and apologize.

"The reply brief was written under pressure of time, and believe me when I say that my failure to realize the impropriety of the remarks in question was due solely to the heat of the controversy. I own control by a substantial majority of the stock in the petitioner and have personally had the active management of this litigation on behalf of petitioner for a period of six years, through many courts.";

The Court, upon consideration of his answer, finds and adjudges that the offending statements contained in his briefs constitute contempt of this Court, and now reprimands Thomas Marshal for the use of the said statements, and as punishment therefor suspends him from his rights and privileges as a member of the bar of this Court for six months from this day and orders that he pay a fine of $250.

Per Mr. Chief Justice Hughes.

The Stelos Company, Inc., Petitioner.

533 vs. Order allowing certiorari.

Hosiery Motor-Mend Corporation, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Hosiery Motor-Mend Corporation, et al., Petitioners,

653 vs. Order allowing certiorari.

The Stelos Company, Inc.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Hamburg-American Line, Petitioner,

635 vs. Order allowing certiorari.

Philip Elting, Collector of Customs, Port of New York.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Eric Lyders, Petitioner,
460 vs.
Inger Marie Petersen, Maren Jensen, Johannes Nielsen, et al.

On petition for writ of certiorari to the District Court of Appeal of the State of California, 1st Appellate District.

On consideration of the petition for a writ of certiorari herein to the District Court of Appeal of the State of California, 1st Appellate District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Consolidated Title Securities Company,
Petitioner,
622 vs.
Ed W. Hopkins, County Assessor of the County of Los Angeles, State of California.

On petition for writ of certiorari to the Supreme Court of the State of California.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James C. Jones, Sr.,
Petitioner,
626 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Kendrick Coal and Dock Company,

Petitioner,

628 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Ziccardi,

Petitioner,

651 vs.

Travelers Insurance Company and Lenox Operating Company.

On petition for writ of certiorari to the Superior Court of Suffolk County, Commonwealth of Massachusetts.

On consideration of the petition for a writ of certiorari herein to the Superior Court of Suffolk County, Commonwealth of Massachusetts, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

T. W. Warner Company,

Petitioner,

781 vs.

Archie M. Andrews and American Surety Company of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ralph A. Freundlich, Inc., Ralph A. Freundlich and Sol J. Freundlich, Petitioners, vs. Fleischer Studios, Inc., et al., etc. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit. 654

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Livingston H. McCrea, Petitioner, vs. The United States of America, as Owner of the S.S."American Shipper", etc. 249

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Justice Stone.

— Original. Ex Parte: Sophy Callahan, Petitioner.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Samuel B. Smith, Petitioner, vs. E. H. Snow, et al., etc. 102

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert A. Wyman, doing business as Wyman Motorcar, Petitioner,

508 vs.

Samuel B. Smith, et al.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anthony J. Drexel Biddle, Jr., Petitioner,

589 vs.

Irving Trust Company, as Trustee, etc.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clarence Norris, Petitioner,

534 vs.

The State of Alabama;

Haywood Patterson, Petitioner,

554 vs.

State of Alabama.

The argument of these cases was continued by Mr. Walter H. Pollak for the petitioner in No. 554; and concluded by Mr. Thomas D. Knight, Jr., for the respondent.

Proclamation being made the Court is adjourned until Monday, March 4 next, at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. H. Kennedy McCook, It is ordered that C. Roy Smith, Esquire, of Long Beach, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard Cecil Kilpatrick, It is ordered that Borden H. Burr, Esquire, of Birmingham, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that Harry A. Johnston, Esquire, of West Palm Beach, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Maurice Bass Gladstone, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Guy K. Bard, Esquire, of Lancaster, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that L. E. Heath, Esquire, of Douglas, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry F. Ashurst, It is ordered that James R. Moore, Esquire, of Phoenix, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry F. Ashurst, It is ordered that John L. Sullivan, Esquire, of Phoenix, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold M. Stephens, It is ordered that Alfred McCormack, Esquire, ofNew York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America, The Interstate Commerce Commission, The Illinois Central Railroad Company, et al., Appellants, vs. Chicago, Milwaukee, St. Paul & Pacific Railroad Company, Binkley Coal Company, et al.

379 — Appeal from the District Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Illinois, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Cardozo.

Charles H. Baldwin, as Commissioner of Agriculture and Markets of the State of New York, et al., etc., Appellants, vs. G. A. F. Seelig, Inc.

604 — Appeal from the District Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed that that part of the decree of the said District Court in this cause restraining the enforcement of the New York Milk Control Act in its application to sales of milk in the original packages, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Cardozo.

G. A. F. Seelig, Inc.,

Appellant,

605 vs.

Charles H. Baldwin, as Commissioner of Agriculture and Markets of the State of New York, et al., etc.

Appeal from the District Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed that that part of the decree of the said District Court in this cause refusing an injunction to restrain the enforcement of the New York Milk Control Act in its application to milk in bottles to be sold by the importer, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Steamship "Ansaldo San Giorgio I",
Societa Nazionale di Navigazione,
Claimant, Petitioner,

521 vs.

The Rheinstrom Brothers Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Roberts.

Paramount Publix Corporation, Petitioner, vs. American Tri-Ergon Corporation. — On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

254

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Mr. Justice Brandeis took no part in the consideration or decision of this case.

Altoona Publix Theatres, Inc., Petitioner, vs. American Tri-Ergon Corporation and Tri-Ergon Holding, A. G. — On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

255

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Middle District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Mr. Justice Brandeis took no part in the consideration or decision of this case.

Wilmer & Vincent Corporation and
Locust Street Real Estate Company,
Petitioners,
256 vs.
American Tri-Ergon Corporation and
Tri-Ergon Holding, A. G.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Middle District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Mr. Justice Brandeis took no part in the consideration or decision of this case.

Hildegard Schoenamsgruber, by Gustav
Schoenamsgruber, Her Guardian,
Petitioner,
424 vs.
The Hamburg American Line, Claimant
of the Motorship "The Oakland," Her Engines, etc.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of California.

Per Mr. Justice Butler.

Gustav Schoenamsgruber,

Petitioner,

425 vs.

The Hamburg American Line, Claimant of the Motorship "The Oakland," Her Engines, etc.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of California.

Per Mr. Justice Butler.

Great Northern Railway Company,

Petitioner,

499 vs.

P. B. Sullivan, Doing Business as Alberta Coal Sales Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed, Great Northern Ry. Co. to recover no costs; and that this cause be, and the same is hereby,remanded to the District Court of the United States for the District of Minnesota for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler,

Madison L. Miller, Jr., Petitioner, vs. The United States of America. — On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

342

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Middle District of Georgia.

Per Mr. Justice Sutherland.

Manufacturers' Finance Company, Petitioner, vs. Frank M. McKey, as Trustee in Bankruptcy of the Estate of Grigsby-Grunow Company. — On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

522

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said united States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

The Nashville, Chattanooga & St. Louis Railway, Appellant, vs. Herbert S. Walters, Commissioner of Highways, et al.

183 — Appeal from the Supreme Court of the State of Tennessee.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Tennessee, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Brandeis.

Dissenting: Mr. Justice Stone and Mr. Justice Cardozo.

Mr. Justice McReynolds took no part in the consideration or decision of this case.

Frank H. Cooney, as Governor of the State of Montana, et al., etc., Appellants, vs. The Mountain States Telephone and Telegraph Company.

423 — Appeal from the District Court of the United States for the District of Montana.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Montana, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Aktieselskabet "Cuzco," as Owner of
the Norwegian Steamship "Toluma",

Petitioner,

524 vs.

Steamship "Sucarseco," Her Engines,
Boilers, etc., Submarine Boat
Corporation, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following order of the Court:

B. E. Carter, Doing Business as Carter's
Service Station, and Jack Sheppard,

Appellants,

702 vs.

J. M. Burnett, as Tax Collector in
and for Hillsborough County, Florida.

Appeal from the Supreme Court of the State of Florida.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Florida, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the clerk and will not be announced orally."

— Original.

Ex parte: Joseph Poresky, Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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In Re Disbarment of: Norman B. Landreau.

It having been shown to the Court that Norman B. Landreau, of Washington, D. C., a member of the Bar of this Court, and has been disbarred from the practice of the law by the Supreme Court of the District of Columbia,

And it appearing that by order of January 14, 1935, this Court suspended the said Norman B. Landreau from the practice of law in this Court and directed that a rule issue requiring this member of the Bar to show cause, under Rule 2, why he should not be disbarred from the further practice of the law in this Court,

And it appearing that said rule was duly issued and served upon said respondent; and the return day of said rule having passed and no return or answer to said rule having been filed by or in behalf of said respondent,

It is now here ordered that the said Norman B. Landreau be, and he is hereby, disbarred, and that his name be stricken from the roll of attorneys admitted to practice in this Court.

Per Mr. Chief Justice Hughes.

Bayside Fish Flour Company, Appellant,

671 vs.

J. Dale Gentry, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Charles Minchella, Petitioner,

721 vs.

William R. Doell, Warden, State Branch Prison.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles Minchella,

Petitioner,

721 vs.

William R. Doell, Warden, State Branch Prison.

On petition for writ of certiorari to the Supreme Court of the State of Michigan.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Michigan, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Elta Kenward, Petitioner,

696 vs. Order allowing certiorari.

The "Admiral Peoples", Her Engines,

Boilers, Apparel, etc., et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Elta Kenward, Petitioner,

696 vs.

The "Admiral Peoples", Her engines, etc.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Louisville Joint Stock Land Bank, Petitioner,

717 vs. Order allowing certiorari.

William W. Radford, Sr.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted, and the case is assigned for argument on Monday, April 1st, next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Charles M. Doleman, Administrator of the
Estate of Robert H. Doleman, Deceased, Petitioner,
574 vs. Order allowing certiorari.
Harry Levine.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Lem Motlow, Petitioner,
659 vs. Order allowing certiorari.
State, ex rel. Edmond Koeln.

The petition herein for a writ of certiorari to the Supreme Court of the State of Missouri is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Lem Motlow, Petitioner,
660 vs. Order allowing certiorari.
State, ex rel. Edmond Koeln.

The petition herein for a writ of certiorari to the Supreme Court of the State of Missouri is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Leo Awotin, Petitioner,

661 vs. Order allowing certiorari.

Atlas Exchange National Bank of Chicago.

The petition herein for a writ of certiorari to the Appellate Court of the State of Illinois, First District, is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Rose Kimen, Petitioner,

662 vs. Order allowing certiorari.

Atlas Exchange National Bank of Chicago.

The petition herein for a writ of certiorari to the Appellate Court of the State of Illinois, First District, is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Ernest M. Bull, Sole Surviving Executor and Trustee of the Estate of Archibald H. Bull, Deceased, Petitioner,

649 vs. Order allowing certiorari.

The United States.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,

695 vs. Order allowing certiorari.

James A. Mack and Concord Casualty and Surety Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Harold F. Vieau, Roy C. Higby and

Edward J. O'Neill, Petitioners, On petition for writ of certiorari

642 vs. to the United States Circuit Court

Syracuse Washing Machine Corporation of Appeals for the Second Circuit.

and Walter A. Papworth.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

First National Bank of Beaver

Falls, etc., Petitioner, On petition for writ of certiorari

645 vs. to the Court of Claims.

The United States.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Richmond Hosiery Mills,

Petitioner,

646 vs.

J. T. Rose, Former Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Philadelphia Contributionship for the Insurance of Houses From Loss by Fire, Petitioner,

656 vs.

Virginia E. MacLaughlin, Administratrix for the Estate of Joseph S. MacLaughlin, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George W. Morley,

Petitioner,

664 vs.

University of Detroit.

On petition for writ of certiorari to the Supreme Court of the State of Michigan.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Michigan, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Atlantic Coast Line Railroad Company, Petitioner,
666 vs.
F. P. Gillis.

On petition for writ of certiorari to the Supreme Court of the State of South Carolina.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of South Carolina, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis Levine, Petitioner,
673 vs.
Shell Eastern Petroleum Products, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sun-Herald Corporation, Petitioner,
674 vs.
William Duggan, Collector of United States Internal Revenue for the Second District of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Northern Kentucky Telephone Company,
Petitioner,
682 vs.
Southern Bell Telephone & Telegraph Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Northern Trust Company of Chicago, Illinois, Executor,
Petitioner,
683 vs.
Sarah Drain Edenborn.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that thesaid petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

August Mann,
Petitioner,
684 vs.
Sarah Drain Edenborn.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a wit of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Surety Company of New York,

Petitioner,

687 vs.

John F. Moran, Receiver Park Savings Bank.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ernest R. Forrest, Petitioner,

214 vs.

Arch R. Jack, as Receiver, etc.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wiloil Corporation, Appellant,

439 vs.

Commonwealth of Pennsylvania.

A petition for rehearing having been filed in this case,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anders Jordahl and Mary D. Jordahl, Petitioners,

582 vs.

Irving Trust Company, Trustee.

A petition for rehearing having been filed in this case,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James Steele, Petitioner,

644 vs.

The People of the State of New York.

A petition for rehearing having been filed in this case,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Complainant,

13, Original. vs.

The State of Oregon.

Motion for order appointing a Receiver and motion for leave to file supplemental answer were submitted by Mr. L. A. Liljeqvist for the defendant, with leave to the complainant to reply thereto by Friday next on motion of Mr. Solicitor General Biggs.

Spielman Motor Sales Co., Inc., Appellant,

567 vs.

William C. Dodge, as District Attorney for New York County, etc.

On consideration of the motion by Mr. Eugene F. Roth for the State of New York to pass this case,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Commonwealth of Kentucky, Complainant,

8, Original. vs.

State of Indiana, et al.

Report No. 10 of defendant State of Indiana was presented.

The United States of America, Complainant,

18, Original. vs.

The State of Arizona.

This case was argued on the application for an interlocutory injunction, by Mr. Assistant Attorney General Blair for the complainant, and by Mr. James R. Moore for the defendant.

Atlantic Coast Line Railroad Company, Appellant,

344 vs.

State of Florida, et al., etc.; and

State of Florida, et al., etc., Appellants,

345 vs.

The United States of America.

Three hours are allowed for the reargument of this case. The reargument was commenced by Mr. Henry P. Adair for Brooks-Scanlon Corporation, et al.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

TUESDAY, MARCH 5, 1935

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Frederick O. Graves, It is ordered that P. James Osterhoudt, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Shippen Lewis, It is ordered that Joseph K. Willing, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Crosser, It is ordered that Joseph P. Monaghan, Esquire, of Butte, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene C. Brown, It is ordered that Newman F. Presson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert A. Grorud, It is ordered that Claude W. Wilson, Esquire, of Havre, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert F. Davis, It is ordered that Albert Henry Oldham, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert F. Davis, It is ordered that Walter Dewey David, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alvin L. Newmyer, It is ordered that David Gerald Bress, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. G. Bowdoin Craighill, It is ordered that Alexander Lee Craighill, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles D. Hamel, It is ordered that Edward L. Metzler, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Justin Miller, It is ordered that Lawrence T. Harris, Esquire, of Eugene, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Marvel Mills Logan, It is ordered that Wilbur C. Pickett, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Justin Miller, It is ordered that Luther Thompson Hartsell, Jr., Esquire, of Concord, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. O'Connor, It is ordered that George H. Rosen, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick Steiwer, It is ordered that Harry M. Kenin, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick Steiwer, It is ordered that Frank S. Senn, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Milton A. Romjue, It is ordered that Ben Ely, Esquire, of Hannibal, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that Moody R. Tidwell, Jr., Esquire, of Miami, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Atlantic Coast Line Railroad Company, Appellant,

344 vs.

State of Florida, et al., etc.; and

State of Florida, et al., etc., Appellants,

345 vs.

The United States of America.

The reargument of these cases was continued by Mr. Henry P. Adair for the Brooks-Scanlon Corporation et al.; by Mr. J. V. Norman for Wilson Lumber Co.; by Mr. Carl H. Davis and Mr. Robert C. Alston for Atlantic Coast Line Railroad Company; and concluded by Mr. Henry P. Adair for Brooks-Scanlon Corporation et al., and were submitted by Mr. Cary D. Landis for the State of Florida and by Mr. Theo. T. Turnbull for Florida Railroad Commission.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

537 vs.

Inter-Mountain Life Insurance Company.

The argument of this case was commenced by Mr. Assistant Attorney General Wideman for the petitioner, and continued by Mr. A. R. Serven for the respondent.

WEDNESDAY, MARCH 6, 1935

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

The Chief Justice said:

"It is my sad duty to announce that our former colleague, Mr. Justice Holmes, passed away this morning. Peacefully, painlessly, and in the fullness of time, came the inevitable end, - the close of a career of unique distinction, as patriot, scholar, judge. We have lost a great jurist and a noble friend.

As a mark of respect to his memory, the Court will now adjourn until tomorrow noon. We shall then resume the hearing of cases and at the close of the session tomorrow the Court will adjourn until Monday next at noon in order that the members of the Court may attend the funeral services to be held on Friday."

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, MARCH 7, 1935

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Samuel Frederick Placer, It is ordered that Isadore Paul, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hiram H. Creekmore, It is ordered that Clarence Richard Bolton, Esquire, of Tupelo, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hiram H. Creekmore, It is ordered that Clyde Lanier Hester, Esquire, of Jackson, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene F. Bogan, It is ordered that Carl Wendell Carlsmith, Esquire, of Hilo, Hawaii, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Isidor Enselman, It is ordered that William P. Schoen, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Horace Russell, It is ordered that Emery J. Woodall, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Guy C. Chambers, It is ordered that Herbert W. Baird, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John T. Haughey, It is ordered that Henry Lindsay Reynolds, Esquire, of Jerome, State of Idaho, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
537 vs.
Inter-Mountain Life Insurance Company.

The argument of this case was continued by Mr. A. R. Serven for the respondent, and concluded by Mr. Assistant Attorney General Wideman for the petitioner.

Harry Semler, Appellant,
538 vs.
Oregon State Board of Dental Examiners, et al.

The argument of this case was commenced by Mr. F. S. Senn for the appellant. The Court declined to hear further argument.

Harry Berger, Petitioner,

544 vs.

The United States of America.

This case was argued by Mr. Justin Miller for the respondent, and was submitted by Mr. Nathan D. Perlman for the petitioner.

William D. Gordon, Secretary of Banking, et al., etc., Petitioners,

549 vs.

Laura A. Washington, et al., etc.; and

William D. Gordon, Secretary of Banking, et al., etc., Petitioners,

550 vs.

Mary A. O'Brien, et al., etc.

These cases were argued by Mr. Joseph K. Willing for the petitioners and by Mr. David Bortin for the respondents.

W. B. Worthen Company, Bankers, as Trustee, etc., et al., Appellants,

556 vs.

Coburn C. Kavanaugh, Trustee.

This case was argued by Mr. A. W. Dobyns for the appellants. No brief was filed for the appellee.

Proclamation being made the Court is adjourned until

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. S. Frederick Placer, It is ordered that Theodore William Richie, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Beatrice A. Clephane, It is ordered that Miss Mary Esther Croggon, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Irving J. Levy, It is ordered that George A. McNulty, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank S. Bright, It is ordered that Russell F. Locke, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. G. J. Neuner, It is ordered that John T. Chadwell, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Gregory Hankin, It is ordered that Mrs. Charlotte A. Hankin, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Frank Staley, It is ordered that Thomas J. Clary, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Henry Butler, It is ordered that Martin M. Davidson, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas E. Rhodes, It is ordered that Chas. S. Mitchell, Esquire, of Tupelo, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. J. Sears, It is ordered that Dewey Knight, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Claiborne, It is ordered that Milton F. Napier, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dewitt C. Chastain, It is ordered that Terence M. O'Brien, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. MacIntyre, It is ordered that Louis P. Rabinovitz, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. MacIntyre, It is ordered that Louis J. Blender, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Stewart Dry Goods Company, Appellant,

454 vs.

John B. Lewis, W. P. Sullivan and Emerson Beauchamp, Individually and as Members of the State Tax Commission of the Commonwealth of Kentucky, et al.

Appeal from the District Court of the United States for the Western District of Kentucky.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Kentucky, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Justice Cardozo in which Mr. Justice Brandeis and Mr. Justice Stone Join.

Fred Levy, et al., Appellants,

455 vs.

John B. Lewis, W. P. Sullivan and Emerson Beauchamp, Individually and as Members of the State Tax Commission of the Commonwealth of Kentucky, et al.

Appeal from the District Court of the United States for the Western District of Kentucky.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Kentucky, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Justice Cardozo in which Mr. Justice Brandeis and Mr. Justice Stone join.

J. C. Penney Company, Appellant,

456 vs.

John B. Lewis, W. P. Sullivan and Emerson Beauchamp, Individually and as Members of the State Tax Commission of the Commonwealth of Kentucky, et al.

Appeal from the District Court of the United States for the Western District of Kentucky.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Kentucky, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Justice Cardozo in which Mr. Justice Brandeis and Mr. Justice Stone join.

The Kroger Grocery & Baking Company, Appellant,

457 vs.

John B. Lewis, W. P. Sullivan and Emerson Beauchamp, Individually and as Members of the State Tax Commission of the Commonwealth of Kentucky, et al.

Appeal from the District Court of the United States for the Eastern District of Kentucky.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Kentucky, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Justice Cardozo in which Mr. Justice Brandeis and Mr. Justice Stone join.

Alaska Packers Association,

Appellant,

465 vs.

The Industrial Accident Commission of the State of California and Juan Palma.

Appeal from the Supreme Court of the State of California.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Stone.

G. D. Swinson, Petitioner,
383 vs.
Chicago, St. Paul, Minneapolis and Omaha Railway Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Minnesota for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

The Chief Justice said:

"The orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

— Original.
Ex Parte: Hiddleston Kenner, Petitioner,

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Commonwealth of Kentucky, Complainant,
8, Original. vs.
The State of Indiana.

Order.

Report No. 10 of the defendant, State of Indiana, is received and ordered to be filed.

Per Mr. Chief Justice Hughes.

Walter D. Price, Petitioner,

733 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Walter D. Price, Petitioner,

733 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry Clay Allison, Appellant,

704 vs.

The State of Texas.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Schuylkill Trust Company, Appellant,

708 vs.

The Commonwealth of Pennsylvania.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Oglethorpe University, Appellant,

713 vs.

City of Atlanta,

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Emerson F. Minnie, Petitioner,

678 vs. Order allowing certiorari.

Port Huron Terminal Company and Fidelity and Casualty Company of New York.

The petition herein for a writ of certiorari to the Supreme Court of the State of Michigan is granted, and the case is assigned for argument immediately following the hearing of No. 696.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Henry Morganthau, Jr., Substituted for James C. Davis, Agent for the Government of the United States, Under the Transportation Act of March, 1920, Petitioner,

681 vs. On petition for writ of certiorari

Carl Stephens and Paul MacCaskil, to the Supreme Court of the

Co-Partners, Practicing Law Under the Firm Name, etc. State of Kansas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Kansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied upon the ground that the judgment sought herein to be reviewed is joint and the record fails to disclose summons and severance.

Per Mr. Chief Justice Hughes.

Carl Schmid, Inc., Petitioner, vs. Perry H. Stevens. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

672

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Twin Coach Corporation, Petitioner, vs. W. W. Blount, City of Coral Gables and University of Miami. — On petition for writ of certiorari to the Supreme Court of the State of Florida.

685

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Florida, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John F. Hilliard, Petitioner, vs. The Pennsylvania Railroad Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

690

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. B. Schermerhorn, Inc.,
Petitioner,
692 vs.
Roy Holloman, County Treasurer of Carter County, Oklahoma, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ford, Bacon & Davis, Inc.,
Petitioner,
700 vs.
International Combustion Engineering Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

City of Thomasville,
Petitioner,
701 vs.
American Surety Company of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph H. Gleisch,

Petitioner,

703 vs.

David C. Bennett, Trustee in Bankruptcy.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James Stewart & Co., Inc.,

Petitioner,

707 vs.

The National Shawmut Bank of Boston.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jesse C. Duke, Petitioner,

643 vs.

The Committee on Grievances of the Supreme Court of the District of Columbia, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgia M. Spruill, Petitioner,

669 vs.

Howard E. Crawford.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Order.

The Court will take a recess from Monday, March 18, to Monday, April 1, next.

Per Mr. Chief Justice Hughes.

The United States of America,
Petitioner,

694 vs. On petition for writ of certiorari

Certain Lands in the City of Louisville, Jefferson County, Kentucky, et al. to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause having been called to the attention of the Court by Mr. Solicitor General Biggs on behalf of the United States, and he having moved the Court to dismiss the petition for writ of certiorari in this cause without prejudice to the right of the petitioner to file its petition for certiorari in this Court after the judgment of the Circuit Court of Appeals in the event that such judgment should be adverse to the petitioner,

Therefore, pursuant to said motion, it is ordered by this Court that the petition for certiorari in this cause be, and the same is hereby, dismissed, without prejudice.

Per Mr. Chief Justice Hughes.

The State of Wisconsin, Complainant,

15, Original. vs.

The State of Michigan.

On consideration of the motion to assign this case for argument on the exceptions to the Report of the Special Master,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and that the case be assigned for argument on Monday, April 8th, next.

Per Mr. Chief Justice Hughes.

The State of Wyoming, Complainant,

12, Original. vs.

The State of Colorado.

On consideration of the motion to assign this cause for argument on Monday, October 7th, next,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Board of County County Commissioners of Sweetwater County, Wyoming, et al., Petitioners,

754 vs.

J. M. Bernardin, as Receiver, etc., et al.

Motbn of the State of Wyoming for leave to intervene as a party petitioner herein was submitted by Mr. Ray E. Lee.

Carl I. Dingfelder and Benjamin Dalish, Co-partners, etc., Petitioners,

187 vs.

Steamship "Brenta II", her engines, etc., et al.;

Ramon J. Boera and Alvaro Boera, Co-partners, etc., Petitioners,

188 vs.

Steamship "Brenta II", her engines, etc.

On consideration of the motion for leave to file a petition for rehearing in these causes out of time,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Stott Realty Company, Petitioner, — On writ of certiorari to the United

640 vs. — States Circuit Court of Appeals for

Roy A. Heymann, Chandler Hovy, and — the Second Circuit.

Thomas H. McInnerney, as Trustees, etc.

It appearing to the Court that counsel for the respective parties have filed a stipulation providing for the dismissal of the writ of certiorari in this cause,

Therefore, pursuant to said stipulation, it is ordered by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

The United States of America, — Appeal from the District Court of the

Appellant, — United States for the Western District

767 vs. — of Washington.

Harry Satura Kuramoto.

It appearing to the Court that Mr. Solicitor General Biggs, in behalf of the United States, has filed a motion to dismiss the appeal in this cause and to send down the mandate forthwith;

Therefore, in pursuance of said motion, it is now here ordered and adjudged by this Court, that this appeal be, and the same is hereby, dismissed and that the mandate herein issue forthwith.

Per Mr. Chief Justice Hughes.

R. R. Grovey, Petitioner,

563 vs.

Albert Townsend.

This case was argued by Mr. J. Alston Atkins for the petitioner. No appearance for the respondent.

Spielman Motor Sales Co., Inc., Appellant,

567 vs.

William C. Dodge, as District Attorney of New York County, State of New York.

Four hours were allowed for the oral argument of this case. The argument was commenced by Mr. Isadore Paul for the appellant; continued by Mr. Karl D. Loos for the appellee, and by Mr. Henry Epstein for the State of New York. Argument suspended.

Spielman Motor Sales Co., Inc., Appellant,

567 vs. Order.

William C. Dodge, as District Attorney of New York County, State of New York.

It is ordered by the Court that counsel file briefs on or before April 8, next, on the questions of the jurisdiction of the three judge court under Section 380 of Title 28 of the United States Code, and of the direct appeal from the decree of the District Court under that section, and with respect to the jurisdiction of the Federal Court as a court of equity upon the allegations presented by the record. Case continued until further order of this Court.

Per Mr. Chief Justice Hughes.

State Automobile Insurance Association, Petitioner,

580 vs.

Bessie Glick, Administratrix, etc.

This case was argued by Mr. Guy C. Chambers for the petitioner, and by Mr. Herbert W. Baird for the respondent.

Mrs. Oscar C. Doty, et al., Appellants,

585 vs.

J. S. Love, Superintendent of Banks of the State of Mississippi.

The argument of this case was commenced by Mr. Charles S. Mitchell for the appellants and continued by Mr. H. H. Creekmore for the appellee.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Josephus C. Trimble, It is ordered that Reuben G. Hunt, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph C. O'Mahoney, It is ordered that Paul R. Greever, Esquire, of Cody, State of Wyoming, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nelson T. Hartson, It is ordered that J. Ambler Newton, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Riley J. Wilson, It is ordered that Wm. H. Talbot, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Riley J. Wilson, It is ordered that John W. Harrell, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Driver, It is ordered that John E. Miller, Esquire, of Searcy, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wade H. Ellis, It is ordered that Robert W. Chamberlin, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Mrs. Oscar C. Doty, et al., Appellants,
585 vs.
J. S. Love, Superintendent of Banks of the State of Mississippi.

The argument of this case was continued by Mr. H. H. Creekmore and by Mr. C. R. Bolton for the appellee and concluded by Mr. Elmer C. Sharp for the appellants.

The United States of America, Complainant,
13, Original. vs.
State of Oregon.

Three hours were allowed for oral argument. The case was argued on the exceptions to the report of the Special Master by Mr. L. A. Liljeqvist for the defendant, and by Mr. Solicitor General Biggs for the complainant.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Edwd Seaburn Brashears, It is ordered that Albert F. Beasley, Esquire, of Birmingham, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edwd Seaburn Brashears, It is ordered that Wilson L. Townsend, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edwd Seaburn Brashears, It is ordered that W. Gordon McKelvey, Esquire, of Nashville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jacob Aronson, It is ordered that C. Austin White, Esquire, of Yonkers, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jacob Aronson, It is ordered that Kenneth O. Mott-Smith, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold M. Stephens, It is ordered that Henry W. Edgerton, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold M. Stephens, It is ordered that John Ford Baecher, Esquire, of Norfolk, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. J. Montague, It is ordered that Guilford Stanley Jameson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold M. Stephens, It is ordered that Richard C. Heaton, Esquire, of Dickinson, State of North Dakota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The State of Nebraska, Complainant,

16, Original. vs.

The State of Wyoming.

This case was argued on the motion to dismiss, by Mr. Ray E. Lee for the defendant in support of the motion, and by Mr. Paul F. Good, for the complainant in opposition thereto.

Panhandle Eastern Pipe Line Company, Appellant,

412 vs.

State Highway Commission of Kansas.

This case was reargued by Mr. G. J. Meuner for the appellant and by Mr. Otho W. Lomax for the appellee.

Railroad Retirement Board, et al., Petitioners,

566 vs.

The Alton Railroad Company, et al.

Five hours allowed for oral argument. The argument was commenced by Mr. Assistant Attorney General Stephens for the petitioners, and continued by Mr. Harry Shulman for the petitioners.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Edwin A. Mooers, It is ordered that Cornelius E. Lombardi, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter C. Clephane, It is ordered that Paul Mendenhall, Esquire, of Newcastle, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter A. Koons, It is ordered that Scott Gaines, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John H. Burnett, It is ordered that James O. Watts, Esquire, of Narragansett, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Railroad Retirement Board, et al.,

Petitioners,

566 vs.

The Alton Railroad Company, et al.

The argument of this case was continued by Mr. Harry Shulman for the petitioners; by Mr. Emmett E. McInnis and Mr. Jacob Aronson for the respondents; and concluded by Mr. Assistant Attorney General Stephens for the petitioners.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

582 vs.

James L. Rankin, Executor of the Estate of Richard B. Turner, Deceased.

The argument of this case was commenced by Mr. Assistant Attorney General Wideman for the petitioner.

FRIDAY, MARCH 15, 1935

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William D. Harris, It is ordered that Thomas J. Minnick, Jr., Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Austin Stone, It is ordered that Leonard L. Kalish, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Martin W. Meyer, It is ordered that Kenneth P. Mahony, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arnold C. Hansen, It is ordered that William G. Butts, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Martin W. Meyer, It is ordered that Coleman F. Cook, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that William S. Cantalupo, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. D. J. Driscoll, It is ordered that Samuel J. Roberts, Esquire, of Erie, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
582 vs.
James L. Rankin, Executor of the Estate of Richard B. Turner, Deceased.

The argument of this case was continued by Mr. Assistant Attorney General Wideman for the petitioner, and concluded by Mr. John W. Townsend for the respondent.

John A. Snyder, Petitioner,
663 vs.
Commissioner of Internal Revenue.

This case was argued by Mr. Henry M. Ward for the petitioner, and by Mr. Assistant Attorney General Wideman for the respondent.

The Atchison, Topeka and Santa Fe Railway Company, et al., Appellants,
606 vs.
The United States of America, et al.; and

The Union Stock Yard and Transit Company of Chicago, Appellant,
607 vs.
The United States of America, et al.

These cases were argued by Mr. Frank H. Towner for the appellants in No. 606; by Mr. Charles E. Cotterill for the appellants in No. 607; by Mr. J. Stanley Payne for the appellees, The United States and the Interstate Commerce Commission; and by Mr. Carl M. Owen for the appellee Hygrade Food Products Corporation.

Proclamation being made the Court is adjourned until Monday, March 18, at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Lee B. Kemon, It is ordered that Lawrence B. Biebel, Esquire, of Dayton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William E. Hess, It is ordered that James L. Magrish, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Marvin H. Farrington, It is ordered that Arthur Levitt, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Driver, It is ordered that Roy Penix, Esquire, of Jonesboro, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. August H. Andresen, It is ordered that Warren P. Knowles, Esquire, of River Falls, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hardin Peterson, It is ordered that Frederick Williams Brown, Esquire, of Tampa, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Metropolitan Casualty Insurance Company of New York, Petitioner,

20 vs.

Kenneth V. Brownell, as Receiver of the Peoples National Bank and Trust Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of Indiana.

Per Mr. Justice Stone.

Dissenting: Mr. Justice Van Devanter, Mr. Justice McReynolds, Mr. Justice Sutherland, and Mr. Justice Butler.

The Chief Justice said:

"The orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

State Automobile Insurance Association,
Petitioner,
580 vs.
Bessie Glick, Administratrix of the Estate of Clarence T. Glick, Deceased.

On writ of certiorari to the Supreme Court of the State of Nebraska.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Nebraska, and was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed as improvidently granted.

Per Mr. Chief Justice Hughes.

Bowman Biltmore Hotels Corporation, et al., Petitioners,
691 vs.
William Roberts, as Receiver of the Manhattan Railway Company, et al.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Justice Van Devanter.

The Chief Justice took no part in the consideration or decision of this application.

James A. Hearn & Son, Inc., Petitioner,
676 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rose Hudson Barnes,

Petitioner,

677 vs.

Frances D. Boyd, Annie L. Brown, Julia D. Beale, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anselan Buchanan, Thompson Buchanan, Ben Hardin Rowan, et al.,

Petitioners,

679 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edwin J. Creel,

Petitioner,

680 vs.

Robert T. Creel.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Oregon-Washington Railroad and Navigation Company, Petitioner,
689 vs.
Strauss & Company, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Liberty Bank of Buffalo, Petitioner,
695 vs.
City of Buffalo.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The City Loan and Guaranty Company, Petitioner,
697 vs.
Harry Kaplan, Trustee of the Estate of William G. Kingore, Bankrupt.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rosa Mashunkashey and Lucille Stafford,
Petitioners,
699 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Estella M. Dean, Delmore Bowser, Laura B. Fair and Hazel V. Bolens,
Petitioners,
706 vs.
Tokheim Oil Tank and Pump Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Wadsworth Electric Manufacturing Company,
Petitioner,
712 vs.
Joseph Sachs and Colt Patent Fire Arms Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Ziccardi, Petitioner,

651 vs.

Travelers Insurance Company and Lenox Operating Company.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carl Green, Petitioner,

688 vs.

The Cleveland, Cincinnati, Chicago and St. Louis Railway Company.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William Cogger, It is ordered that Harold E. Rorschach, Esquire, of Tulsa, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry Herrick Bond, It is ordered that Ralstone H. Irvine, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry Herrick Bond, It is ordered that Thomas J. McFadden, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edwin A. Krauthoff, It is ordered that Herbert C. Lust, Esquire, of Fowler, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joshua R. H. Potts, It is ordered that Eugene Vincent Clarke, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Marvin H. Farrington, It is ordered that Francis S. Clamitz, Esquire, of Chicago Heights, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. D. A. Sachs, Jr., It is ordered that Frank Rives, Esquire, of Hopkinsville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jed Johnson, It is ordered that Lee B. Harris, Esquire, of Elk City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Lemke, It is ordered that W. O. Skeels, Esquire, of Bismarck, State of North Dakota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that Alfred G. Masters, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Arnold, It is ordered that Henry O. Nickel, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William D. Harris, It is ordered that J. Campbell Brandon, Esquire, of Butler, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John C. Ristine, It is ordered that W. Walter Braham, Esquire, of New Castle, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that Floyd S. Willett, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William D. Harris, It is ordered that James E. Marshall, Esquire, of Butler, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William D. Harris, It is ordered that Lee C. McCandless, Esquire, of Butler, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William D. Harris, It is ordered that Zeno F. Henninger, Esquire, of Butler, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward W. Knight, It is ordered that Benjamin Gregory Smith, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank Roberson, It is ordered that J. L. Roberson, Esquire, of Clarksdale, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Davis, It is ordered that George A. Brownell, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Honorable Stanley Reed, of Kentucky, Solicitor General of the United States, was presented by Mr. Assistant Attorney General Stephens, and it was ordered that his commission be recorded; said commission being in the words and figures following, viz:

FRANKLIN D. ROOSEVELT,

PRESIDENT OF THE UNITED STATES OF AMERICA,

To all who shall see these Presents, Greeting:

KNOW YE, That reposing special trust and confidence in the Wisdom, Uprightness, and Learning of Stanley Reed, of Kentucky, I have nominated, and, be and with the advice and consent of the Senate, do appoint him Solicitor General and do authorize and empower him to execute and fulfil the duties of that office according to the Constitution and Laws of the said United States,

and to Have and to Hold the said Office, with all the powers, privileges and emoluments to the same of right appertaining, unto him, the said Stanley Reed,

during the pleasure of the President.

In testimony whereof, I have caused these Letters to be made patent and the seal of the Department of Justice to be hereunto affixed.

(Seal of the Department of Justice)

Done at the City of Washington this twenty-third day of March, in the year of our Lord one thousand nine hundred and thirty-five, and of the Independence of the United States of America the one hundred and fifty-ninth.

By the President:

(Signed) Homer S. Cummings

Attorney General.

(Signed) Franklin D. Roosevelt

W. B. Worthen Company, Bankers, as Trustee,
ex rel. The Board of Commissioners of Street
Improvement District No. 513 of the City
of Little Rock, Arkansas, et al.,
Appellants,
556 vs.
Coburn C. Kavanaugh, Trustee.

Appeal from the Supreme Court of the State of Arkansas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Arkansas, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this reversed with costs; and that this cause be, and the same is hereby, cause be, and the same is hereby,/remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Cardozo.

Mrs. Oscar C. Doty, et al.,
Appellants,
585 vs.
J. S. Love, Superintendent of Banks
of the State of Mississippi.

Appeal from the Supreme Court of the State of Mississippi.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Mississippi, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Cardozo.

State of Nebraska, Complainant, vs. State of Wyoming. — On motion to dismiss the bill of complaint.

16, Original.

This cause came on to be heard on the motion of the defendant to dismiss the bill of complaint, and was argued by counsel.

On consideration whereof, It is ordered by this Court that the said motion be, and the same is hereby, denied; and the defendant is given sixty days within which to answer the bill.

Per Mr. Justice Roberts.

R. R. Grovey, Petitioner, vs. Albert Townsend. — On writ of certiorari to the Justice Court, Precinct No. 1, Harris County, State of Texas.

563

This cause came on to be heard on the transcript of the record from the Justice Court, Precinct No. 1, Harris County, State of Texas, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Justice Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Roberts.

The United States, Complainant, vs. The State of Oregon. — On Exceptions to the Report of the Special Master.

13, Original.

This cause came on to be heard on the exceptions to the report of the Special Master, and was argued by counsel.

On consideration whereof, the Court is of the opinion that the United States is entitled to a decree in conformity with the views expressed in the opinion of this Court, and also with the decree recommended by the Special Master so far as it is not inconsistent with the opinion of this Court. The parties, or either of them, if so advised, may, within thirty days, submit the form of decree to carry the opinion of the Court into effect, failing which the Court will prepare and enter the decree.

Per Mr. Justice Stone.

William D. Gordon, Secretary of Banking, et al., etc., Petitioners,
549 vs.
Laura A. Washington, et al., etc.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Pennsylvania with directions to dismiss the bill of complaint and discharge the receivers.

Per Mr. Justice Stone.

William D. Gordon, Secretary of Banking, et al., etc., Petitioners,
550 vs.
Mary A. O'Brien, et al., etc.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Pennsylvania with directions to dismiss the bill of complaint and discharge the receivers.

Per Mr. Justice Stone.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Inter-Mountain Life Insurance Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

537

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Tenth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

Continental Illinois National Bank and Trust Co. of Chicago, Petitioner, vs. The Chicago, Rock Island & Pacific Railway Co. et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

479

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Sutherland.

Mr. Justice Brandeis took no part in the consideration or decision of this case.

Continental Illinois National Bank
and Trust Co. of Chicago, Petitioner,
480 vs.
The Chicago, Rock Island & Pacific
Railway Co. et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Sutherland.

Mr. Justice Brandeis took no part in the consideration or decision of this case.

The Chase National Bank of the City
of New York, Petitioner,
481 vs.
The Chicago, Rock Island & Pacific
Railway Co. et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Sutherland.

Mr. Justice Brandeis took no part in the consideration or decision of this case.

The Chase National Bank of the City of New York, Petitioner,
482 vs.
The Chicago, Rock Island & Pacific Railway Co. et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Sutherland.

Mr. Justice Brandeis took no part in tje consideration or decision of this case.

Mississippi Valley Trust Company, Petitioner,
483 vs.
The Chicago, Rock Island & Pacific Railway Co. et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Sutherland.

Mr. Justice Brandeis took no part in the consideration or decision of this case.

Mississippi Valley Trust Company,
Petitioner,
484 vs.
The Chicago, Rock Island & Pacific Railway Co. et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Sutherland.

Mr. Justice Brandeis took no part in the consideration or decision of this case.

Harris Trust and Savings Bank,
Petitioner,
485 vs.
The Chicago, Rock Island & Pacific Railway Co. et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Sutherland.

Mr. Justice Brandeis took no part in the consideration or decision of this case.

Harris Trust and Savings Bank,

Petitioner,

486 vs.

The Chicago, Rock Island & Pacific Railway Co. et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Sutherland.

Mr. Justice Brandeis took no part in the consideration or decision of this case.

The New York Trust Company,

Petitioner,

487 vs.

The Chicago, Rock Island & Pacific Railway Co. et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Sutherland.

Mr. Justice Brandeis took no part in the consideration or decision of this case.

The New York Trust Company,

Petitioner,

488 vs.

The Chicago, Rock Island & Pacific Railway Co. et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Sutherland.

Mr. Justice Brandeis took no part in the consideration or decision of this case.

Reconstruction Finance Corporation,

Petitioner,

489 vs.

The Chicago, Rock Island and Pacific Railway Co.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Sutherland.

Mr. Justice Brandeis took no part in the consideration or decision of this case.

Reconstruction Finance Corporation,

Petitioner,

490 vs.

The Chicago, Rock Island & Pacific Railway Co.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Sutherland.

Mr. Justice Brandeis took no part in the consideration or decision of this case.

Joseph A. Broderick, Superintendent of Banks of the State of New York,

Appellants,

528 vs.

Mary Rosner, Essie R. Stone, Camilla Lowy, et al.

Appeal from the Court of Errors and Appeals of the State of New Jersey.

This cause came on to be heard on the transcript of the record from the Court of Errors and Appeals of the State of New Jersey, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Errors and Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Court of Errors and Appeals for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Brandeis.

Dissenting: Mr. Justice Cardozo.

Panhandle Eastern Pipe Line Company,

Appellant, Appeal from the Supreme Court of the

412 vs. State of Kansas.

State Highway Commission of Kansas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Kansas, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice McReynolds.

Mr. Justice Stone and Mr. Justice Cardozo concur in the result.

Henry L. Doherty & Company,

Appellant, Appeal from the Supreme Court of the

469 vs. State of Iowa.

Frank Goodman.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Iowa, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the courts of the State of Iowa.

Per Mr. Justice McReynolds.

Clarence Norris, Petitioner, vs. The State of Alabama. — On writ of certiorari to the Supreme Court of the State of Alabama.

534

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Alabama, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Mr. Justice McReynolds did not hear the argument and took no part in the consideration and decision of this case.

Haywood Patterson, Petitioner, vs. State of Alabama. — On writ of certiorari to the Supreme Court of the State of Alabama.

554

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Alabama, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, vacated with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings.

Per Mr. Chief Justice Hughes.

Mr. Justice McReynolds did not hear the argument and took no part in the consideration and decision of this case.

Harry Semler, Appellant, Appeal from the Supreme Court of the
538 vs. State of Oregon.
Oregon State Board of Dental Examiners,
L. A. Rosenthal, Leonard R. Andrews, et al., etc.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oregon, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

Natural Gas Company of West
Virginia, Appellant, On Appeal from the Supreme Court of
— vs. Appeals of the State of West Virginia.
Public Service Commission of West Virginia and City of Wheeling.

Upon consideration of the petition of the appellant, Natural Gas Company of West Virginia,

It is ordered that the appellees herein, the Public Service Commission of West Virginia and the City of Wheeling, and each of them, heir agents, servants, attorneys and representatives, be, and they are hereby, enjoined from in any manner enforcing or attempting to enforce the order of the Public Service Commission of the State of West Virginia, dated December 15, 1934, as amended December 19, 1934, requiring the Natural Gas Company of West Virginia to put into effect a rate of forty-four cents per thousand cubic feet, subject to a prompt payment discount of two cents per thousand cubic feet, for natural gas for domestic, commercial and municipal use in West Virginia, pending the final determination of the above entitled cause by this Court, or until further order by this Court:

Provided that the appellant shall perfect the appeal herein and prepare the case so that the case may be advanced and heard on Monday, April 29, next;

And Provided Further that the appellant shall issue to each of its consumers printed receipts for all charges collected in excess of the rate

prescribed by the Public Service Commission of West Virginia, which receipts shall recite that the sum designated shall be refunded if upon the final hearing and determination by this Court such refunding shall be required;

And Provided Further that the appellant shall file with the Clerk of this Court, within three days of the date hereof, a good and sufficient bond in the sum of $100,000, approved by the Clerk of this Court, conditioned that the appellant shall refund to its consumers respectively all sums paid by them in excess of the rate fixed by the order of the Public Service Commission of West Virginia, if so directed by this Court.

Per Mr. Chief Justice Hughes.

— Original.

Ex parte: James Walter, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Peter Van Der Weyde, Petitioner,

720 vs. Order.

Ocean Transport Company, Ltd.

The Clerk is directed to print the record and petition for writ of certiorari in this case.

Per Mr. Chief Justice Hughes.

Jack Escoe, Petitioner,

773 vs.

Fred G. Zerbst, Warden, etc.

On consideration of the motion for leave to proceed in forma pauperis in this case,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and the Clerk is directed to procure a certified copy of the record and to forthwith print the record, petition and brief.

Per Mr. Chief Justice Hughes.

Jack Escoe, Petitioner,

773 vs. Order allowing certiorari.

Fred G. Zerbst, Warden of the United States Penitentiary at Leavenworth, Kansas.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted, and the case is advanced and assigned for argument on Monday, April 29th, next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Jess Hollins, Petitioner,

686 vs.

The State of Oklahoma.

On consideration of the motion for leave to proceed in forma pauperis in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Jess Hollins, Petitioner,

686 vs. Order allowing certiorari.

The State of Oklahoma.

The petition herein for a writ of certiorari to the Criminal Court of Appeals of the State of Oklahoma is granted, and the case is assigned for argument on Monday, April 29th, next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Netta L. Worsley, Petitioner,

777 vs.

Harry F. Worsley.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Netta L. Worsley, Petitioner,

777 vs.

Harry F. Worsley.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Michael J. Flannigan, Petitioner,

781 vs.

The State of Nebraska.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Michael J. Flannigan, Petitioner, vs. State of Nebraska. — On petition for writ of certiorari to the Supreme Court of the State of Nebraska.

781

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Nebraska, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

per Mr. Chief Justice Hughes.

Edison J. Edwards, Petitioner, vs. A. C. Aderhold, Warden, etc.

789

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edison J. Edwards, Petitioner, vs. A. C. Aderhold, Warden, United States Penitentiary, Atlanta, Ga. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

789

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James C. Colgate, Appellant,

790 vs.

Erwin M. Harvey, Tax Commissioner of the State of Vermont.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Roy T. Mobley, Petitioner,

751 vs. Order allowing certiorari.

The New York Life Insurance Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Lee J. Wolfe, William M. Corcoran and Walter F. Smith, Co-partners, etc., Petitioners,

719 vs.

International Re-Insurance Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied for the reason that application therefor was not made within the time provided by law.

Per Mr. Chief Justice Hughes.

Henry B. Troutman and William Matthews, as Receivers, etc., Petitioners,

735 vs.

George B. Compton, Trustee, etc.

On consideration of the motion to strike the name of Henry B. Troutman from the title of this case,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Henry B. Troutman and William Matthews,
as Receivers, etc., Petitioners,
735 vs.
George B. Compton, Trustee of
Greyling Realty Corporation, Debtor.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this application.

Forest Products Chemical Company,
Petitioner,
698 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gerald Montaigne, Assistant Tax Commissioner of the State of Delaware, Petitioner,
705 vs.
Rossville Alcohol and Chemical Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. Bissell Thomas, Alfred C. Torgeson, Harold H. Shaller and William B. O'Connell, Petitioners,
709 vs.
Central Hanover Bank & Trust Co. and Frank Wolfe, Trustees, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John E. Locatelli, Petitioner,
710 vs.
City of Medford.

On petition for writ of certiorari to the Superior Court in and for the County of Middlesex, Commonwealth of Massachusetts.

On consideration of the petition for a writ of certiorari herein to the Superior Court in and for the County of Middlesex, Commonwealth of Massachusetts, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fidelity Phenix Fire Insurance Company of New York, Petitioner,
711 vs.
V. Vallone, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Portner, Trustee, Petitioner,
714 vs.
State of Texas and R. E. Grantham.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Portner, Trustee in Bankruptcy, et al., Petitioners,
715 vs.
State of Texas, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

General Rubber Company, Petitioner, vs. The United States.

716

On petition for writ of certiorari to the U. S. Court of Customs and Patent Appeals.

On consideration of the petition for a writ of certiorari herein to the U. S. Court of Customs and Patent Appeals, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Virginia Beach Bus Line, Petitioner, vs. Louise W. Campbell.

718

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pacific Air Transport, Petitioner, vs. James A. Farley, an Individual.

723

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Missouri Pacific Railroad Company, Petitioner,
724 vs.
O. Pipkin.

On petition for writ of certiorari to the Supreme Court of the State of Arkansas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Arkansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Elizabeth Sweeney, Administratrix of the Estate of Daniel Sweeney, Petitioner,
725 vs.
Boston & Maine Railroad.

On petition for writ of certiorari to the Supreme Court of the State of New Hampshire.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New Hampshire, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Morgan Grossman, Blanche W. Handyside, Helen K. Campbell, et al., Petitioners,
727 vs.
Hudspeth County Conservation & Reclamation District No. 1, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

O. Currin, Receiver for the Automobile Underwriters Insurance Company, et al., Petitioners, vs. James B. Mourse, Trustee in Bankruptcy, et al.

729 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William H. Mellin, as Trustee Under Document No. 9814035, et al., Petitioners, vs. Tillie Monsen, Nellie Larson and Tillie Pearson, Co-Partners and Individuals, Debtors.

734 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Walter Winchester Cox, Helen Cox and Ella E. Ellms, Petitioners, vs. New York Central Railroad Company and City of New York.

728 — On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Missouri Pacific Railroad Company,
Petitioner,
730 vs.
Franklin Jones, Administrator of the Estate of J. L. Peaco, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Texas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Texas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louisiana Highway Commissioner,
Petitioner,
731 vs.
H. Pratt Farnsworth.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John W. Rosser,
Petitioner,
732 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Arioch W. Erickson, et al., etc., Petitioners, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

726

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mollie Cappetta, Petitioner, vs. The Atlantic Refining Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

737

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomas J. McAuliffe, Minnie Rosenfield and Charles E. Absolom, Petitioners, vs. Henry L. Doherty. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

738

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

D. J. Harrison, et al., Petitioners,
739 vs.
Mason Barngrover, et al.

On petition for writ of certiorari to the Court of Civil Appeals of the State of Texas, 9th Supreme Judicial District.

On consideration of the petition for a writ of certiorari herein to the Court of Civil Appeals of the State of Texas, 9th Supreme Judicial District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Flat-Marks Realty Corporation, Petitioner,
742 vs.
Silver Lunch Stores, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Eric Lyders, Petitioner,
460 vs.
Inger Marie Petersen, Maren Jensen, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied. The Court finds that respondents caused unnecessary parts of the record to be printed, amounting, in all, to 125 pages. The cost of such printing, assessed by the Clerk at $256.40, will be charged to respondent. Rule 13, par. 9.

Per Mr. Chief Justice Hughes.

Altoona Publix Theatres, Inc., Petitioner,

255 vs.

American Tri-Ergon Corporation, et al.;

Wilmer & Vincent Corporation, et al., Petitioners,

256 vs.

American Tri-Ergon Corporation, et al.

A petition for rehearing having been filed in these cases,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Madison L. Miller, Jr., Petitioner,

342 vs.

The United States of America.

A petition for rehearing having been filed in this case,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hildegard Schoenamsgruber, by Gustav Schoenamsgruber, her Guardian, Petitioner,

424 vs.

Hamburg American Line, Claimant, etc.;

Gustav Schoenamsgruber, Petitioner,

425 vs.

Hamburg American Line, Claimant, etc.

A petition for rehearing having been filed in these cases,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry Morgenthau, Jr., Substituted for James C. Davis, etc., Petitioners,
681 vs.
Carl Stephens, et al.

Motion to extend time for filing petition for rehearing herein was submitted by Mr. Alexander M. Bull for the petitioner.

The United States of America, Complainant,
17, Original. vs.
The State of West Virginia, et al.

Motion for leave to file motion to dismiss and that case be set for hearing was submitted by Mr. Homer A. Holt for the defendant State of West Virginia.

The United States of America, Complainant,
17, Original. vs.
The State of West Virginia, et al.

Motion for leave to file motion to dismiss and that case be set for hearing was submitted by Mr. Robert S. Spilman for the defendants Electro Metallurgical Company, et al.

The United States of America,

Appellant,

628 vs.

William Elbert Belcher, alias W. E. Belcher.

Appeal from the District Court of the United States for the Northern District of Alabama.

It appearing to the Court that Mr. Solicitor General Reed on behalf of the United States has filed a motion to dismiss the appeal in this cause and that the mandate issue forthwith;

Therefore, in pursuance of said motion, it is ordered by this Court, that the appeal herein be, and the same is hereby, dismissed, and that the mandate issue forthwith.

Per Mr. Chief Justice Hughes.

Louisville Joint Stock Land Bank, Petitioner,

717 vs.

William W. Radford, Sr.

Three hours allowed for oral argument. Leave granted respondent to file an additional brief within five days. Argument commenced by Mr. John W. Davis for the petitioner; and continued by Mr. William Lemke and Mr. Harry H. Peterson for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Kenneth McKellar, It is ordered that Ernest Franklin Smith, Esquire, of Morristown, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. Dondero, It is ordered that Clarence W. Blenman, Esquire, of Birmingham, State ofMichigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John McDill Fox, It is ordered that Charles H. O'Donnell, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. Page, It is ordered that John G. Dalton, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. Dondero, It is ordered that Harry Walton Jones, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that William A. Gilmore, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Kenneth McKellar, It is ordered that Robert T. Kennerly, Esquire, of Knoxville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dean Hill Stanley, It is ordered that Al Martin Curtis, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Pedro Guevara, It is ordered that Quintin Paredes, Jr., Esquire, of Manila, Philippine Islands, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Hughes, Jr., It is ordered that J. Osgood Nichols, Esquire, of Short Hills, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Henry Morgenthau, Jr., Substituted for James C. Davis, Agent, etc., Petitioner,

681 vs.

Carl Stephens, et al., etc.

On consideration of the motion of counsel for the petitioner to extend the time twenty-five days within which to file a petition for rehearing in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Louisville Joint Stock Land Bank, Petitioner,

717 vs.

William W. Radford, Sr.

The argument of this case was continued by Mr. Harry H. Peterson and Mr. Edwin A. Krauthoff for the respondent and concluded by Mr. Wm. Marshall Bullitt for the petitioner.

Fred L. Fox, in his individual right and in his official capacity as Tax Commissioner of the State of West Virginia, Appellant,

70 vs.

Gulf Refining Company.

This case was argued by Mr. Homer A. Holt for the appellant, and by Mr. Arthur S. Dayton for the appellee.

United States of America, on relation of Arthur Kassin, Petitioner,

569 vs.

Hon. Raymond J. Mulligan, United States Marshal, etc., et al.

This case was argued by Mr. David P. Siegel for the petitioner, and by Mr. Assistant Solicitor General MacLean for the respondents.

William Roberts, as Receiver of the Manhattan Railway Company, et al., Petitioners,

546 vs.

The City of New York, et al.

On consideration of the motion to withdraw the appearances of Mr. Wm. H. Page and Mr. Richard M. Page as counsel for respondent, Corn Exchange Bank,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

William Roberts, as Receiver of the Manhattan Railway Company, et al., Petitioners,

546 vs.

The City of New York, et al.

Three hours are allowed for oral argument. The argument was commenced by Mr. Charles E. Hughes, Jr., for the petitioner, and continued by Mr. Paxton Blair for respondent, the City of New York.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Charles E. Hughes, Jr., It is ordered that E. Myron Bull, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert W. Williams, It is ordered that Sol C. Berenholtz, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Angus D. MacLean, It is ordered that Alfred W. Bosworth, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene C. Brokmeyer, It is ordered that Samuel A. Glick, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence Lewis, It is ordered that John F. Pierce, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edgar Watkins, It is ordered that Scott Candler, Esquire, of Decatur, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John M. Mason, It is ordered that John H. Cassidy, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Angus D. MacLean, It is ordered that Clarence Leroy Shuping, Esquire, of Greensboro, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that John Thorpe, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Edward B. Douglas, Petitioner,

541 vs.

Levi M. Willcuts, as Collector of Internal Revenue for the District of Minnesota.

On consideration of the motion for leave to file a petition for rehearing in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

William Roberts, as Receiver of the Manhattan Railway Company, et al., Petitioners,

546 vs.

The City of New York, et al.

The argument of this case was continued by Mr. Paxton Blair for the respondent, City of New York; by Mr. William D. Mitchell for respondent, Robert Walton Goelet, et al.; by Wm. H. Page for respondents, Bowman Biltmore Hotels Corporation, et al.; and concluded by Mr. Charles E. Hughes, Jr., for petitioners; and was submitted by Mr. Frank C. Laughlin and Mr. Spotswood D. Bowers, for respondent Corn Exchange Bank.

John M. Stanley, Appellant,

551 vs.

The Public Utilities Commission of Maine.

This case was argued by Mr. Charles F. King for the appellant, and by Mr. Clyde R. Chapman for the appellee.

The Georgia Railway & Electric Company, et al., Appellants,

570 vs.

City of Decatur.

This case was argued by Mr. Walter T. Colquitt for the appellants, and by Mr. James A. Branch for the appellee.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Vernon E. Hodges, It is ordered that Almon S. Nelson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur L. Quinn, It is ordered that Loring M. Black, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Kee, It is ordered that James Harold Martin, Esquire, of Bluefield, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Patrick A. McCarran, It is ordered that Harlan Lester Heward, Esquire, of Reno, State of Nevada, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. J. Sears, It is ordered that John R. Conely, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. J. Dickinson, It is ordered that Wm. E. Riley, Esquire, of Des Moines, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. L. Igoe, It is ordered that William A. Rogan, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William E. Hess, It is ordered that Nicholas J. Hoban, Jr., Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Jack Escoe, Petitioner,

773 vs.

Fred G. Zerbst, Warden of the United States Penitentiary, Leavenworth, Kansas.

It is ordered by this Court that Seth W. Richardson, Esquire, of Washington, D. C., a member of the Bar of this Court be appointed to serve as counsel for the petitioner in this case.

Per Mr. Chief Justice Hughes.

Aero Mayflower Transit Company, Appellant,

586 vs.

Georgia Public Service Commission, et al.

The argument of this case was commenced by Mr. Edgar Watkins, Jr., for the appellant, continued by Mr. B. D. Murphy for the appellees, and concluded by Mr. Edgar Watkins for the appellant.

Charles M. Doleman, Administrator, etc., Petitioner,

574 vs.

Harry Levine.

This case was argued by Mr. Nathan A. Dobbins for the petitioner and by Mr. Wilson L. Townsend for the respondent.

The Stelos Company, Inc., Petitioner,

588 vs.

Hosiery Motor-Mend Corporation, et al.; and

Hosiery Motor-Mend Corporation, et al., Petitioners,

653 vs.

The Stelos Company, Inc.

The argument of these cases was commenced by Mr. Henry Gilligan for the petitioner in No. 588 and respondent in No. 653; continued by Mr. Vernon E. Hodges for the petitioner in No. 588 and respondent in No. 653; and by Mr. Hugh M. Morris for the respondents in No. 588 and petitioners in No. 653.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Hugo L. Black, It is ordered that Edward H. Saunders, Esquire, of Bessemer, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugo L. Black, It is ordered that Hollis Otto Black, Esquire, of Birmingham, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James P. Burns, It is ordered that Hugo A. Kemman, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alex G. McKnight, It is ordered that Einar Hoidale, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Carter Fort, It is ordered that W. C. Ropiequet, Esquire, of East St. Louis, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George C. Levin, It is ordered that Saul Richard Gamer, Esquire, of New Haven, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jesse I. Miller, It is ordered that Arthur B. Bensinger, Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter Schaffner, It is ordered that Harold F. Birnbaum, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alanson W. Willcox, It is ordered that Bertram F. Willcox, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard H. Wilmer, It is ordered that Edward J. McCullen, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard H. Wilmer, It is ordered that Edward M. Heffernan, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank S. Bright, It is ordered that George H. Engelhard, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard H. Wilmer, It is ordered that Cyril D. McGuire, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick Steiwer, It is ordered that Harold Johnson Warner, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wilton H. Wallace, It is ordered that Donald C. Martindell, Esquire, of Hutchinson, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold M. Stephens, It is ordered that T. Justin Moore, Esquire, of Richmond, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Burton Smith, It is ordered that John J. Moschetta, Esquire, of Washington, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Burton Smith, It is ordered that James Clinton Bane, Esquire, of Washington, State of Pennsylvania, be admitted to practice as an Attorney and Counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank A. O'Brien, It is ordered that Carl O. Schmidt, Esquire, of Wheeling, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Natural Gas Company of West Virginia, Appellant,

844 vs.

The Public Service Commission of West Virginia, et al.

Motion to advance this case was submitted by Mr. H. D. Rummel for the appellant in support thereof, and by Mr. Frank A. O'Brien for the appellee, City of Wheeling, in opposition thereto.

The Stelos Company, Inc., Petitioner,

588 vs.

Hosiery Motor-Mend Corporation, et al.; and

Hosiery Motor-Mend Corporation, et al., Petitioners,

653 vs.

The Stelos Company, Inc.

The argument of these cases was continued by Mr. N. A. Stancliffe for the respondents in No. 588 and petitioners in No. 653; and concluded by Mr. Vernon E. Hudges for the petitioner in No. 588 and respondent in No. 653.

The Federal Land Bank of St. Louis, a corporation, Petitioner,

594 vs.

A. B. Priddy, Circuit Judge.

This case was argued by Mr. Peyton R. Evans for the petitioner. No appearance for the respondent.

Harry E. Hallenbeck, Receiver, etc., Petitioner,

600 vs.

W. F. Leimert, Receiver, etc.

The argument of this case was commenced by Mr. Russell F. Locke for the petitioner; continued by Mr. Daniel M. Healy for the respondent; and concluded by Mr. George P. Barse for the petitioner.

The Ivanhoe Building and Loan Association of Newark, N. J., Petitioner,

611 vs.

Thomas A. Orr, Trustee, etc.

This case was argued by Mr. Abraham Alboum for the petitioner, and by Mr. Saul Nemser for the respondent. Leave was granted respondent to file an additional brief within three days.

The California Oregon Power Company, Petitioner,

612 vs.

Beaver Portland Cement Company, et al.

The argument of this case was commenced by Mr. A. E. Reames for the petitioner.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Edward C. Higgins, It is ordered that Herbert A. Salzman, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles P. Swindler, It is ordered that Frank H. Haskins, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. H. Peters, Jr., It is ordered that Clyde W. Key, Esquire, of Knoxville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Scott W. Hovey, It is ordered that Geo. L. Gordon, Jr., Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph A. Cantrel, It is ordered that Thomas H. Sutherland, Esquire, of Marion, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Bricker, It is ordered that Walter M. Locke, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Bricker, It is ordered that Thomas C. Lavery, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Bricker, It is ordered that Wilbur L. Shull, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Daniel O. Hastings, It is ordered that Max Swiren, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Bricker, It is ordered that E. G. Schuessler, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Claiborne, It is ordered that Clem F. Storchman, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Chauncey W. Reed, It is ordered that Win G. Knoch, Esquire, of Naperville, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph A. Cantrel, It is ordered that Paul D. Smith, Esquire, of Marion, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following orders of the Court:

Fred L. Fox, In His Individual Right and in
His Official Capacity as Tax Commissioner
of the State of West Virginia, Appellant, vs. Gulf Refining Company. 70

Appeal from the District Court of the United States for the Southern District of West Virginia.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of West Virginia, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

General Construction Company, Appellant,

788 vs.

Earl L. Fisher, Charles V. Galloway and John B. Carkin, Tax Commissioners of the State of Oregon, et al. Appeal from the Supreme Court of the State of Oregon.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oregon, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

— Original.

Ex Parte: G. H. Gibson, Petitioner.

On consideration of the motion for leave to file the petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Charles Morris Veach, Petitioner.

On consideration of the motion for leave to file the petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Complainant,

17, Original. vs.

The State of West Virginia, et al.

On consideration of the motions for leave to file motions to dismiss the bill of complaint in this cause,

It is ordered by this Court that the said motions for leave to file be, and the same are hereby, granted, and the case is assigned for hearing on said motions to dismiss on Thursday, May 2, next.

Per Mr. Chief Justice Hughes.

Natural Gas Company of West Virginia, Appellant,

844 vs.

Public Service Commission of West Virginia and City of Wheeling.

Order.

In view of the grounds stated on behalf of the appellee, the City of Wheeling, in opposition to the appellant's motion to advance this cause, that motion is denied. The provision of the order herein of April 1, 1935, relating to the preparation of the case so that it may be advanced and heard, at the date mentioned, is rescinded; otherwise the said order shall remain in full force and effect.

Per Mr. Chief Justice Hughes.

James B. O'Neal, Petitioner,

812 vs.

The State of California.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James B. O'Neal,
Petitioner,
812 vs.
The State of California.

On petition for writ of certiorari to the District Court of Appeal of the State of California, 3rd Appellate District.

On consideration of the petition for a writ of certiorari herein to the District Court of Appeal of the State of California, 3rd Appellate District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. J. Wilson, Petitioner,
816 vs.
G. C. Haynes.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. J. Wilson,
Petitioner,
816 vs.
G. C. Haynes.

On petition for writ of certiorari to the Supreme Court of the State of Iowa.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Iowa, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Atlanta, Birmingham and Coast Railroad Company, Appellant,

797 vs.

The United States of America, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

William D. Payne, Petitioner,

726 vs. Order allowing certiorari.

The United States of America.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Board of County Commissioners of Sweetwater County, Wyoming, et al., Petitioners,

754 vs.

J. M. Bernardin, as Receiver, etc.

On consideration of the motion of the State of Wyoming for leave to intervene in this case on the application for writ of certiorari,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Board of County Commissioners of
Sweetwater County, Wyoming, et al.,
Petitioners,
754 vs.
J. M. Bernardin as Receiver of the
Central Coal and Coke Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Barbour Coal Company,
Petitioner,
741 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Farmers Peanut Company,
Petitioner,
743 vs.
Monarch Refrigerating Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Herbert J. Blum,

Petitioner,

744 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank E. Alstrin,

Petitioner,

745 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Benjamin F. Stein,

Petitioner,

746 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

L. Montefiore Stein,

Petitioner,

747 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomas M. Wampler,

Petitioner,

748 vs.

Henry C. Hill, Warden, United States Penitentiary, Lewisburg, Pennsylvania.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dwight Bros. Paper Company, et al.,

Petitioners,

749 vs.

Grigsby-Grunow Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

N. S. Locke, Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

750

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, ex rel. Bertoul Cheramie, Petitioner, vs. Sidney A. Freudenstein, U.S.Marshal for the Eastern District of Louisiana, etc. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

752

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Elijah L. Tanner, Hiram Tanner and Elie T. Tanner, Petitioners, vs. John Hancock Mutual Life Insurance Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

753

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Commercial Casualty Insurance Company,
Nicholas T. Chaconas, Petitioners,
755 vs. On petition for writ of certiorari
Robert J. Hoage, Deputy Commissioner, to the United States Court of Appeals
United States Employees' Compensation for the District of Columbia.
Commission, et al.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Israel Caigan, et al., On petition for writ of certiorari
Petitioners, to the United States Circuit Court
762 vs. of Appeals for the First Circuit.
Plibrico Jointless Firebrick Company.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Israel Caigan, et al., On petition for writ of certiorari
Petitioners, to the United States Circuit Court
763 vs. of Appeals for the First Circuit.
Plibrico Jointless Firebrick Company.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fenske Bros. (Inc), Garland Upholstering Company, et al., Petitioners, vs. Upholsterers International Union of North America, Local No. 18, et al.

769 — On petition for writ of certiorari to the Supreme Court of the State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ohio Casualty Insurance Company, Petitioner, vs. Welfare Finance Company.

779 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Washington Times Company, Petitioner, vs. Eugene Meyer, Substituted in place of The Washington Post Publishing Company.

840 — On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward B. Douglas, Petitioner,

541 vs. Order.

Levi M. Willcuts, as Collector, etc.

It appearing that a conflict of decisions has arisen since the order denying the petition for writ of certiorari herein was entered, it is ordered that the petition for rehearing herein be, and the same is hereby, granted. The order heretofore entered on January 7, 1935, denying the petition for writ of certiorari is vacated, and it is ordered that the petition for writ of certiorari in this case be, and the same is hereby, ganted.

Per Mr. Chief Justice Hughes.

Edward B. Douglas, Petitioner,

541 vs. Order allowing certiorari.

Levi M. Willcuts, as Collector of Internal Revenue for the District of Minnesota.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Joseph Poresky, Petitioner.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

G. D. Swinson, Petitioner,

383 vs.

Chicago, St. Paul, Minneapolis and Omaha Railway Company.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Walter D. Price, Petitioner,

733 vs.

The United States of America.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Order.

The Court will take a recess from Monday, April 15, to Monday, April 29, next.

Per Mr. Chief Justice Hughes.

Oglethorpe University, Appellant, Appeal from the Supreme Court of the

713 vs. State of Georgia.

City of Atlanta.

It appearing to the Court that counsel for the appellant has filed a motion providing for the dismissal of the appeal in this cause;

Therefore, in pursuance of said motion, it is ordered and adjudged by this Court, that the appeal herein be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

Hamburg-American Line,

Petitioner,

635 vs.

Philip Elting, Collector of Customs, Port of New York.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

It appearing to the Court that counsel for the respective parties have filed a stipulation reciting a settlement in the above entitled cause, and providing for the vacation of the judgments of the United States Circuit Court of Appeals for the Second Circuit and the District Court of the United States for the Southern District of New York, and that the cause be remanded to the said District Court with instructions to enter a judgment in favor of the Hamburg-American Line in the sum of eleven hundred and thirty-four dollars ($1,134), without costs;

Therefore, in pursuance of said stipulation, it is ordered by this Court that the judgment of the said Circuit Court of Appeals and the judgment of the said District Court, in this cause be, and the same are hereby, vacated, without costs; and that this cause be, and the same is hereby, remanded to the said District Court with instructions to enter a judgment in favor of the Hamburg-American Line in the sum of eleven hundred and thirty-four dollars ($1,134), without costs.

Per Mr. Chief Justice Hughes.

The California Oregon Power Company, Petitioner,

612 vs.

Beaver Portland Cement Company, et al.

The argument of this case was continued by Mr. A. E. Reames for the petitioner; by Mr. W. Lair Thompson for the respondent; and concluded by Mr. A. E. Reames for the petitioner.

The State of Wisconsin, Complainant,

15, Original. vs.

The State of Michigan.

This case was argued on the exceptions to the Report of the Special Master by Mr. A. J. Bieberstein for the complainant and by Mr. Meredith P. Sawyer for the defendant.

Realty Associates Securities Corporation, et al., Petitioners,

625 vs.

Eugene F. O'Connor, Jr., et al.

The argument of this case was commenced by Mr. Alfred T. Davison for the petitioner, Realty Associates Securities Corporation; and continued by Mr. James N. Rosenberg for the petitioner, Realty Associates, Inc.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. F. Ryan Duffy, It is ordered that John H. Casey, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Linwood Godfrey, It is ordered that Victor D. Borst, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. J. Dickinson, It is ordered that Frank W. Senneff, Esquire, of Britt, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Fitts, It is ordered that John W. Lapsley, Esquire, of Selma, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Wilshire Oil Company, Inc., a Corporation, et al.,

858 vs.

United States of America, et al.

The Court desires counsel for the respective parties to file briefs on or before April 25, 1935, upon the question whether the appeal described in the certificate presents any question other than whether the District Court committed an abuse of discretion in granting an interlocutory injunction.

Per Mr. Chief Justice Hughes.

Realty Associates Securities Corporation, et al., Petitioners,

625 vs.

Eugene F. O'Connor, Jr. et al.

The argument of this case was continued by Mr. Archibald Palmer for Eliza B. Carman, et al.; by Mr. George C. Levin for respondent, Eugene F. O'Connor, Jr.; and concluded by Mr. Alfred T. Davison for the petitioner, Realty Associates Securities Corporation.

Ernest M. Bull, Sole Surviving Executor, etc., Petitioner,

649 vs.

The United States.

This case was argued by Mr. Loring M. Black for the petitioner, and by Mr. James W. Morris for the respondent.

Max Senior, Appellant,

658 vs.

George C. Braden, et al.

The argument of this case was commenced by Mr. Murray Seasongood for the appellant, and continued by Mr. John W. Bricker for the appellee.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Paul Atlee Walker, It is ordered that Elizabeth C. Smith, of Okmulgee, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clyde L. Rogers, It is ordered that Harold E. Cole, of Taunton, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Henry Lewin, It is ordered that Herman M. Moser, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank F. Nesbit, It is ordered that George W. Jansen, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. Wittington, It is ordered that Eugene B. Ethridge, Esquire, of Houston, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jesse P. Wolcott, It is ordered that Eugene F. Black, Esquire, of Port Huron, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George W. Wickersham, It is ordered that Frederick C. Tanner, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Max Senior, Appellant,

658 vs.

George C. Brdden, et al.

The argument of this case was continued by Mr. John W. Bricker and by Mr. E. G. Schuessler for the appellees, and concluded by Mr. Murray Seasongood for the appellant.

Lem Motlow, Petitioner,

659 vs.

State, ex rel. Edmond Koeln; and

Lem Motlow, Petitioner,

660 vs.

State, ex rel. Edmond Koeln.

These cases were argued by Mr. Clem F. Storckman for the petitioner and by Mr. Frank H. Haskins for the respondent.

Leo Awotin, Petitioner,

661 vs.

Atlas Exchange National Bank of Chicago.

The argument of this case was commenced by Mr. Edward C. Higgins for the petitioner. The Court declined to hear further argument.

Rose Kimen, Petitioner,

662 vs.

Atlas Exchange National Bank.

The argument of this case was commenced by Mr. Edward C. Higgins for the petitioner. The Court declined to hear further argument.

Harold E. West, et al., Appellants,

648 vs.

Chesapeake and Potomac Telephone Company of Baltimore City.

Four hours were allowed for oral argument. The argument was commenced by Mr. Richard F. Cleveland for the appellants.

THURSDAY, APRIL 11, 1935

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James R. Claiborne, It is ordered that Thomas F. Stephens, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that J. Walter LeCraw, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. Ryan Duffy, It is ordered that Paul E. Jorgensen, Esquire, of Racine, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. H. Kiskaddon, It is ordered that Carleton S. Hadley, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Thomas C. King, Esquire, of Fort Worth, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Harold E. West, et al., Appellants,

648 vs.

Chesapeake and Potomac Telephone Company of Baltimore City.

The argument of this case was continued by Mr. Richard F. Cleveland for the appellants; by Mr. Charles McHenry Howard for the appellee; and concluded by Mr. John Henry Lewin for the appellants.

Cavour Hartley, Executor, etc., Petitioner,

602 vs.

Commissioner of Internal Revenue.

The argument of this case was commenced by Mr. H. C. Fulton for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Carol Weiss King, It is ordered that Joseph R. Brodsky, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that Frederick R. Lehlbach, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert N. Anderson, It is ordered that J. Nelson Anderson, Esquire, of Clarendon, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James P. Burns, It is ordered that Arthur W. Dickey, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick D. McKenney, It is ordered that Irving B. Diven, Esquire, of Elmira, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry F. Ashurst, It is ordered that William H. Neblett, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry F. Ashurst, It is ordered that R. Dean Warner, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry F. Ashurst, It is ordered that Alexander B. Baker, Esquire, of Phoenix, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Cavour Hartley, Executor, etc., Petitioner,

602 vs.

Commissioner of Internal Revenue.

The argument of this case was continued by Mr. H. C. Fulton for the petitioner, and concluded by Mr. David E. Hudson for the respondent.

Peters Patent Corporation, Petitioner,

601 vs.

Bates & Klinke, Inc.

The argument of this case was commenced by Mr. Harold E. Cole for the petitioners. The argument was suspended and case continued until April 29th with leave to counsel for the respective parties to file briefs on or before that date with respect to any changes of conditions which have taken place since the decision of the Circuit Court of Appeals.

Elta Kenward, Petitioner,

696 vs.

The "Admiral Peoples", her engines, etc., et al.

This case was submitted by Mr. Andrew G. Haley, Mr. John P. Hannon, and Mr. Wm. P. Lord for the petitioner, and by Mr. W. Lair Thompson and Mr. Wallace McCamant for the respondents.

Emerson F. Minnie, Petitioner,

678 vs.

Port Huron Terminal Company, et al.

The argument of this case was commenced by Mr. Eugene F. Black for the petitioner. The Court declined to hear further argument.

Angelo Herndon, Appellant,

665 vs.

The State of Georgia.

This case was argued by Mr. Whitney North Seymour for the appellant, and by Mr. J. Walter LeCraw for the appellee.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Wallace Haynes Walker, It is ordered that James W. H. Roberts, Esquire, of Snow Hill, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George C. Vournas, It is ordered that Michael Saytanides, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis B. Critchlow, It is ordered that Harold F. Reed, Esquire, of Beaver, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James W. Carmalt, It is ordered that Thomas Brown Rudd, Esquire, of Utica, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Archie K. Shipe, It is ordered that James E. McCabe, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that Robert B. Buzbee, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sidney S. Alderman, It is ordered that William F. Gleeson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Angus D. MacLean, It is ordered that Annie Perry Neal, Esquire, of Louisburg, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that Joshua Q. Buzbee, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jacob Louis Morewitz, It is ordered that George Abel Dreyfous, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that Arthur C. Bernard, Esquire, of Winston Salem, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Wilmer Latimer, It is ordered that Julian L. Latimer, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Wilmer Latimer, It is ordered that Robert C. Thaxton, Esquire, of San Diego, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that John Bernard Beach, Esquire, of West Palm Beach, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sidney S. Alderman, It is ordered that Oliver G. Browne, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sidney S. Alderman, It is ordered that Willis H. Failing, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. Wilson, It is ordered that Joseph K. Coxe, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Harry Berger, Petitioner, vs. The United States of America. — On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

544

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

John M. Stanley, Appellant, vs. The Public Utilities Commission of Maine. — Appeal from the Supreme Judicial Court of the State of Maine.

551

This cause came on to be heard on the transcript of the record from the Supreme Judicial Court of the State of Maine, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Judicial Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

Cramer McMillan Grant, et ux., Petitioners,

839 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cramer McMillan Grant, et ux., Petitioners,

839 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mack Saxon, Ancillary Administrator, &c., Petitioner,

849 vs.

Atchison, Topeka and Santa Fe Railway Company.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mack Saxon, Ancillary Administrator and Personal Representative of the Estate of J. W. Moore, Deceased, Petitioner,
849 vs.
Atchison, Topeka and Santa Fe Railway Company.

On petition for writ of certiorari to the Court of Civil Appeals of the State of Texas, 8th Supreme Judicial District.

On consideration of the petition for a writ of certiorari herein to the Court of Civil Appeals of the State of Texas, 8th Supreme Judicial District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Schechter, Martin Schechter, Alex Schechter, et al., Petitioners,
854 vs.
The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is advanced and assigned for argument on Thursday, May 2, next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,
868 vs.
A. L. A. Schechter Poultry Corporation, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is advanced and assigned for argument on Thursday, May 2, next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Superintendent Five Civilized Tribes,
for Sandy Fox, Creek No. 1263,
Petitioner,
817 vs. Order allowing certiorari.
Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Nancy Smith Simpson and Annie Albertha Stovall, Petitioners,
722 vs.
The Fauquier National Bank, Administrator of Samuel W. Simpson, Deceased.
On petition for writ of certiorari to the Circuit Court of Fauquier County, State of Virginia.

On consideration of the petition for a writ of certiorari herein to the Circuit Court of Fauquier County, State of Virginia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rudolph Ackermann (Successor to David H. Jennings), Receiver of the National Bank of America, Petitioner,
756 vs.
The Gary State Bank.
On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Z. D. Bonner, Petitioner, vs. The United States of America. 757

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John H. Cunningham, Petitioner, vs. The United States of America. 758

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

June B. Morrow, Petitioner, vs. The United States of America. 759

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Yokohama Specie Bank, et al., Petitioners,
760 vs.
Mitsui & Co., Ltd.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

British Empire Steam Navigation Co., Ltd., Petitioner,
761 vs.
Philip Elting, as Collector of Customs.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mariann K. Sevald, Administratrix of the Estate of Jedrzej (Andrew) Kmak, Deceased, Petitioner,
764 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Martin Roth, Petitioner,
765 vs.
Robert C. Baldwin, Receiver,
Commercial National Bank of Washington.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. T. Kessler, Petitioner,
768 vs.
Joseph A. Beck and R. H. McClester,
Receivers of Butler County Oil
Refining Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Albert H. Chandler, Special Administrator
of the Estate of George A. Dascomb,
Deceased, Petitioner,
771 vs.
Robert W. McCuen.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Albert H. Chandler, Special Administrator of the Estate of George A. Dascomb, Deceased, Petitioner, vs. J. E. Kennedy. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

772

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary Anderson Curtis, Administratrix of the Estate of Fred L. Curtis, Deceased, Petitioner, vs. H. D. Campbell, Administrator of the Estate of Nancy Jean Campbell, Deceased. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

775

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Benito Tan Chat, Uy Bico, Antonio Kwe, et al., Petitioners, vs. The Municipality of Iloilo. — On petition for writ of certiorari to the Supreme Court of the Philippine Islands.

776

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the Philippine Islands, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chicago and North Western Railway Company, Petitioner,
780 vs.
The Stephens National Bank of Fremont.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Nancy H. Robbins, Petitioner,
782 vs.
University of Southern California.

On petition for writ of certiorari to the District Court of Appeal of the State of California, 2nd Appellate District.

On consideration of the petition for a writ of certiorari herein to the District Court of Appeals of the State of California, 2nd Appellate District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Irving Millen, Petitioner,
792 vs.
Samuel H. Capen, Sheriff.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Murton Millen, Petitioner, vs. Samuel H. Capen, Sheriff. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

793

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles V. Babb, Treasurer of Clark County, State of Indiana, Petitioner, vs. City of Louisville and Louisville Bridge Commission. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

808

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. G. Dodge, Special Administrator of the Estate of Byron Hilton Canfield, Deceased, etc., et al., Petitioners, vs. E. W. Scripps, Trustee, et al. — On petition for writ of certiorari to the Supreme Court of the State of Washington.

774

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Washington, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Justice Van Devanter.

The Chief Justice took no part in the consideration or decision of this application.

The Metropolitan Casualty Insurance Company of New York, Petitioner,

20 vs.

Kenneth V. Brownell, as Receiver.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rose Hudson Barnes, Petitioner,

677 vs.

Frances D. Boyd, et al.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anselan Buchanan, et al., Petitioners,

679 vs.

The United States.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until Monday, April 29 next.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Irving Schwed, It is ordered that T. Girard Wharton, Esquire, of Somerville, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. L. Igoe, It is ordered that Edward Michael /. Keating, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. J. Dickinson, It is ordered that Phineas M. Henry, Esquire, of Des Moines, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick L. Pearce, It is ordered that Herbert A. Hoffman, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Irving Schwed, It is ordered that Clarkson A. Cranmer, Esquire, of Somerville, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Irving Schwed, It is ordered that Edward P. Johnson, Jr., Esquire, of Somerville, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Kennedy McCook, It is ordered that Vernon B. Hill, Esquire, of Mission, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lambert O'Donnell, It is ordered that Maxwell H. Goldstein, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph S. Fowler, It is ordered that Samuel Block, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph S. Fowler, It is ordered that Solomon Hirschhorn, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John McDill Fox, It is ordered that John W. Culbertson, Esquire, of Madison, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter Schaffner, It is ordered that David Saperstein, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that William C. Goodwyn, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that Myron Scott, Esquire, of New York City, State of New York, be admitted to practice as an Attorny and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Harold J. Stafford, Esquire, ofHouston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John F. Dockweiler, It is ordered that Harold C. Morton, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. L. Igoe, It is ordered that Edward J. Warren, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. L. Igoe, It is ordered that Joseph John Grish, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. J. Dickinson, It is ordered that F. L. Hagamen, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Hubert W. Smith, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Orvis H. Saxby, Esquire, of Stoneham, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ben Cravens, It is ordered that Thomas W. Neal, Esquire, of Lovington, State of New Mexico, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

William Roberts, as Receiver of the Manhattan Railway Company, Manhattan Railway Company, Interborough Rapid Transit Company, et al.,

Petitioners,

546 vs.

The City of New York, et al.

On writ of certiorari to the Supreme Court of the State of New York, New York County.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Cardozo.

The Chief Justice took no part in the consideration or decision of this case.

Aero Mayflower Transit Company,

Appellant,

586 vs.

Georgia Public Service Commission, et al.

Appeal from the Supreme Court of the State of Georgia.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Georgia, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Cardozo.

Realty Associates Securities Corporation and Realty Associates, Inc.,

Petitioners,

625 vs.

Eugene F. O'Connor, Jr., Fred L. Gross, Homer E. Palmer, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judtment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs, and that the judgment of the District Court of the United States for the Eastern District of New York, in this cause, be, and the same is hereby, affirmed.

And it is further ordered that this cause be, and the same is hereby, remanded to the said District Court.

Per Mr. Justice Cardozo.

Atlantic Coast Line Railroad Company, Appellant,

344 vs.

State of Florida and E. S. Matthews, Jerry W. Carter, and W. B. Douglas, etc., et al.;

State of Florida and E. S. Matthews, Jerry W. Carter, and W. B. Douglas, etc., et al.,

345 vs.

The United States of America, Interstate Commerce Commiscion, et al.

Appeals from the District Court of the United States for the Northern District of Georgia.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Georgia, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the final decree of restitution of the said District Court, dated April 17, 1934, in this cause be, and the same is hereby, reversed, with costs in favor of the appellant, Atlantic Coast Line Railroad Company, and against the cross-appellants and appellees, except the United States of America, and Interstate Commerce Commission.

And it is further ordered that this cause be, and the same is hereby, remanded to the said District Court with instructions to dismiss the claims.

Per Mr. Justice Cardozo.

Dissenting opinion by Mr. Justice Roberts in which the Chief Justice, Mr. Justice Brandeis, and Mr. Justice Stone concur.

The Stelos Company, Inc., Petitioner,

588 vs. On writ of certiorari to the United

Hosiery Motor-Mend Corporation, States Circuit Court of Appeals for

Kayser Hosiery Motor-Mend Corpora- the Second Circuit.

tion, Julius Kayser & Company.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the District Court of the United States for the Southern District of New York, in this cause be, and the same is hereby, affirmed; and that the decree of the said Circuit Court of Appeals, in this cause be, and the same is here y, modified as indicated in the opinion of this Court, and, as so modified, affirmed with costs; and that this cause be, and the same is hereby, remanded to the said District Court.

Per Mr. Justice Roberts.

Hosiery Motor-Mend Corporation,

Kayser Hosiery Motor-Mend Corpora-

tion, Julius Kayser & Company, On writ of certiorari to the United

Petitioners, States Circuit Court of Appeals for

653 vs. the Second Circuit.

The Stelos Company, Inc.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the District Court of the United States for the Southern District of New York, in this cause be, and the same is hereby, affirmed; and that the decree of the said Circuit Court of Appeals, in this cause be, and the same is hereby, modified as indicated in the opinion of this Court, and, as so modified, affirmed with costs; and that this cause be, and the same is hereby, remanded to the said District Court.

Per Mr. Justice Roberts.

The Ivanhoe Building and Loan Association of Newark, N. J., Petitioner, vs. Thomas A. Orr, Trustee of Eastern Sash & Door Company, Bankrupt.

611 — On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of New Jersey for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Ernest M. Bull, Sole Surviving Executor and Trustee of the Estate of Archibald H. Bull, Deceased, Petitioner, vs. The United States.

649 — On writ of certiorari to the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Claims for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Leo Awotin,

Petitioner,

661 vs.

Atlas Exchange National Bank of Chicago.

On writ of certiorari to the Appellate Court of the State of Illinois, First District.

This cause came on to be heard on the transcript of the record from the Appellate Court of the State of Illinois, First District, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Appellate Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Stone.

Rose Kimen,

Petitioner,

662 vs.

Atlas Exchange National Bank of Chicago.

On writ of certiorari to the Appellate Court of the State of Illinois, First District.

This cause came on to be heard on the transcript of the record from the Appellate Court of the State of Illinois, First District, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Appellate Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Stone.

Cavour Hartley, Executor of the
Estate of G. G. Hartley, Petitioner,
602 vs.
Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Stone.

Charles M. Doleman, Administrator of
the Estate of Robert H. Doleman,
Deceased, Petitioner,
574 vs.
Harry Levine.

On writ of certiorari to the United States Court of Appeals for the District of Columbia.

This cause came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Court of Appeals, in this cause, be, ad the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said United States Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

The Federal Land Bank of St. Louis, a Corporation, Petitioner, vs. A. B. Priddy, Circuit Judge. — On writ of certiorari to the Supreme Court of the State of Arkansas.

594

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Arkansas, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Stone.

The United States of America, Complainant, vs. The State of Arizona. — On application for an interlocutory injunction.

18, Original.

This cause came on to be heard on the application of the United States of America for an interlocutory injunction, and was argued by counsel.

On consideration whereof, It is ordered by this Court that the application for an interlocutory injunction herein be, and the same is hereby, denied; that the temporary restraining order of February 11, 1935, be, and the same is hereby, dissolved; and that the bill of complaint herein be, and the same is hereby, dismissed.

Per Mr. Justice Butler.

The Atchison, Topeka and Santa Fe Railway Company, et al., Appellants, vs. The United States of America, Interstate Commerce Commission and Hygrade Food Products Corporation. — Appeal from the District Court of the United States for the Southern District of New York.

606

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

Dissenting opinion by Mr. Justice Stone in which Mr. Justice Brandeis and Mr. Justice Cardozo join.

The Union Stock Yard and Transit Company of Chicago, Appellant,
607 vs.
The United States of America, Interstate Commerce Commission and Hygrade Food Products Corporation.

Appeal from the District Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

Dissenting opinion by Mr. Justice Stone in which Mr. Justice Brandeis and Mr. Justice Cardozo join.

The California Oregon Power Company,
Petitioner,
612 vs.
Beaver Portland Cement Company and City of Gold Hill, Oregon.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Oregon.

Per Mr. Justice Sutherland.

The Georgia Railway & Electric Company,
Georgia Railway & Power Company and
Georgia Power Company, Appellants, Appeal from the Supreme Court of the
570 vs. State of Georgia.
City of Decatur.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Georgia, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Sutherland.

Dissenting opinion by Mr. Justice Stone in which Mr. Justice Brandeis and Mr. Justice Cardozo join.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner, On writ of certiorari to the United
582 vs. States Circuit Court of Appeals for
James L. Rankin, Executor of the the Third Circuit.
Estate of Richard B. Turner, Deceased.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

Concurring: Mr. Justice Stone.

John A. Snyder,
Petitioner,
663 vs.
Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Brandeis.

Mr. Justice Stone concurs in the result.

Catherine Llewellyn Van Wart, by
Roy M. Van Wart, Natural Tudor,
Petitioner,
95 vs.
Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice McReynolds.

Harry E. Hallenbeck, Receiver of South Ashland National Bank, Petitioner, 600 vs. W. F. Leimert, Receiver of Central Manufacturing District Bank.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

The United States, Petitioner, 2 vs. The Creek Nation.

On writ of certiorari to the Court ofClaims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Claims for such further proceedings as may be necessary to bring the award of compensation into conformity with the opinion of this Court.

Per Mr. Justice Van Devanter.

Spielman Motor Sales Co., Inc., Appellant, vs. William C. Dodge, as District Attorney of New York County, State of New York. — Appeal from the District Court of the United States for the Southern District of New York.

567

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, modified as indicated in the opinion of this Court, and, as thus modified, affirmed with costs.

And it is further ordered that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Lem Motlow, Petitioner, vs. State, ex rel. Edmond Koeln. — On writ of certiorari to the Supreme Court of the State of Missouri.

659

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Missouri, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Lem Motlow, Petitioner, vs. State, ex rel. Edmond Koeln. — On writ of certiorari to the Supreme Court of the State of Missouri.

660

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Missouri, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Wilshire Oil Company, Inc., Bandini Petroleum Company, et al., vs. The United States of America, et al. — On certificate from the United States Circuit Court of Appeals for the Ninth Circuit.

858

Counsel for the parties having submitted briefs, pursuant to the order of April 9, 1935, on the question whether the appeal described in the certificate presents any question other than whether the District Court committed an abuse of discretion in granting an interlocutory injunction,

On consideration whereof, It is ordered by this Court that the certificate herein be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following orders of the Court:

Texas Land & Cattle Company and Tina Brooker, Temporary Administratrix of the Estate of J. N. Brooker, Deceased, Appellants,

833 vs.

The City of Fort Worth.

Appeal from the Court of Civil Appeals of the State of Texas, 2nd Supreme Judicial District.

This cause came on to be heard on the transcript of the record from the Court of Civil Appeals of the State of Texas, 2nd Supreme Judicial District, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed upon the ground that the judgment sought to be reviewed is joint and the record fails to disclose summons and severance.

Per Mr. Chief Justice Hughes.

The Home Cab Company,

Appellant,

857 vs.

The City of Wichita, Kansas, et al.

Appeal from the Supreme Court of the State of Kansas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Kansas, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed (1) for the want of a properly presented federal question, and (2) for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

Natural Gas Company of West Virginia, Appellant,

844 vs.

The Public Service Commission of West Virginia and City of Wheeling.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The United States of America, Appellant,

870 vs.

Fred Hastings.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

805 vs. Order allowing certiorari.

City Bank Farmers Trust Company, as Trustee

Under an Agreement with Gertrude Feldman James, Deceased.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

American Surety Company of New York, Petitioner,

819 vs. Order allowing certiorari.

Westinghouse Electric & Manufacturing Company, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr, Chief Justice Hughes.

Compagnie Generale Transatlantique, Petitioner,

783 vs. Order allowing certiorari.

Philip Elting, Collector of Customs, Port of New York.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Hamburg-American Line, Petitioner,

784 vs. Order allowing certiorari.

Philip Elting, Collector of Customs, Port of New York.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Chandler & Price Company, Petitioner,

809 vs. Order allowing certiorari.

Brandtjen & Kluge, Inc. and Joseph Freeman, Inc.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Becker Steel Company of America, Petitioner,

820 vs. Order allowing certiorari.

Homer S. Cummings, Attorney General of the United States, etc., et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

827 vs. Order allowing certiorari.

Waldemar R. Helmholz, as Sole Devisee and Legatee
Under the Will of Irene C. Helmholz, Deceased.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia, is granted, and the case is assigned for argument immediately following the hearing of No.805.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Reuben Hirsch, Jules M. Gorlitz and Solomon Charles Sugarman, Petitioners, vs. The United States of America.

766 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Yglesias & Co., Inc., Petitioner, vs. Eneglotaria Medicine Co., Inc.

770 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Adah C. Sanders and Cheyenne Arms Apartment, Inc., Petitioners, vs. Standish Hall, Guarantee Title & Trust Co., and Collis P. Chandler, Substituted Sole Trustee.

778 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Exzetta Gorman and S. J. Jones, Executors of the Last Will and Testament of Tal Jones, Deceased, et al., Petitioners,
785 vs.
Shaffer Oil & Refining Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the Argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Elie Sheetz Candies Company, Assignee and Successor Corporation of Martha Washington Candies Company,
Petitioner,
786 vs.
William L. O'Connell, Receiver of Sheridan Trust & Savings Bank, et al.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. Andrew Jackson Elliott,
Petitioner,
794 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jack Howard and Charles Porter Mitchell, Petitioner,

798 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Burke-Divide Oil Company Consolidated, Petitioner,

800 vs.

Everett E. Neal, Individually and as Collector of Internal Revenue for the District of Indiana.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Surety Company of New York, Petitioner,

801 vs.

Standard Asphalt Company of Florida, Inc.

On petition for writ of certiorari to the United States Circuit Court ofAppeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Federal Crude Oil Company, Petitioner, vs. Yount-Lee Oil Company, et al. — On petition for writ of certiorari to the Court of Civil Appeals of the State of Texas, 9th Supreme Judicial District.

803

On consideration of the petition for a writ of certiorari herein to the Court of Civil Appeals of the State of Texas, 9th Supreme Judicial District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Illinois Stoker Company, Petitioner, vs. K-B Pulverizer Corporation. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

814

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Silverio Daos, Dominador Sablada and Gerardo Bacarizas, Petitioners, vs. The People of the Philippine Islands. — On petition for writ of certiorari to the Supreme Court of the Philippine Islands.

657

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the Philippine Islands, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Oneida Community, Limited, Petitioner, vs. International Silver Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

740

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

International Silver Company, Petitioner, vs. Oneida Community, Limited. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

818

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Richard C. Guest, Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

791

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Utah Copper Company,
Petitioner,
795 vs.
Stephen Hays Estate, Inc., et al.

On petition for writ of certiorari to the Supreme Court of the State of Utah.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Utah, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James Cornell, et al.,
Petitioners,
796 vs.
Mrs. Viola Beeley, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Cleveland and Pittsburgh Railroad Company and the Pennsylvania Railroad Company, etc., Petitioners,
799 vs.
The Pittsburgh Coal Company.

On petition for writ of certiorari to the Supreme Court of the State of Pennsylvania.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Pennsylvania, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Merton Morse,
Petitioner,
804 vs.
Pennsylvania Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Santee River Cypress Lumber Company,
Petitioner,
806 vs.
Forshur Timber Company.

On petition for writ of certiorari to the Supreme Court of the State of South Carolina.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of South Carolina, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

S. H. Squire, Superintendent of Banks of Ohio, in Charge of the Liquidation of the Standard Trust Bank of Cleveland,
Petitioner,
807 vs.
Lloyds Casualty Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wolverine Petroleum Corporation,

Petitioner,

810 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward R. Davis, Sr.,

Petitioner,

811 vs.

John L. Schlener, as Receiver of the First National Bank and Trust Company, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Second Judicial Court of the State of Montana, etc., et al., Petitioners,

813 vs.

State of Montana, Supreme Court of the State of Montana, et al.

On petition for writ of certiorari to the Supreme Court of the State of Montana.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Montana, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The City of Tulsa, Petitioner, vs. Southwestern Bell Telephone Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

815

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. Ames & Co., Petitioner, vs. Henry A. Wallace, Secretary of Agriculture, Harold L. Ickes, Secretary of the Interior, etc., et al. — On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

821

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. E. Wiley, Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

825

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Norfolk and Washington, D. C.

Steamboat Company, et al., Petitioners,

828 vs.

The United States of America, as Owner of Steamship "Yomachichi", et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David McCannell, Petitioner,

829 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. H. Tucker, Jr., Petitioner,

830 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fidelity Storage Company, David B. Karrick and Harry S. Plager, Petitioners, vs. Mary A. Jaques.

835 — On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

May Howard Bloedorn, Petitioner, vs. Walter A. Bloedorn.

843 — On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sidney B. Pollak, Petitioner, vs. Charles A. McCulloch, as Receiver for Middle West Utilities Company.

863 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carl Green, Petitioner,

688 vs.

The Cleveland, Cincinnati, Chicago and St. Louis Railway Co.

On consideration of the motion for leave to file a second petition for rehearing in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Panhandle Eastern Pipe Line Company, Appellant,

412 vs.

State Highway Commission of Kansas.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Stewart Dry Goods Company, Appellant,
454 vs.
John B. Lewis, et al.;

Fred Levy, et al., Appellants,
455 vs.
John B. Lewis, et al.;

J. C. Penney Company, Appellant,
456 vs.
John B. Lewis, et al.;

The Kroger Grocery & Baking Company, Appellant,
457 vs.
John B. Lewis, et al.

A petition for rehearing having been filed in these cases,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Order.

It is ordered that the call of the docket be suspended for the term upon the conclusion of the arguments in the cases on call for today and those assigned for May 2d and that the Court will then take a recess as may be ordered.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Rico Manufacturing Co., Inc. et al., Petitioners.

Motion for leave to file petition for writ of mandamus herein was submitted by Mr.Walter W. Burns in behalf of counsel for the petitioners.

Henry Morganthau, Jr., Substituted for James C. Davis, Agent, etc., Petitioner,

681 vs.

Carl Stephens, et al., etc.

On consideration of the motion of counsel for the petitioner to extend the time within which to file a petition for rehearing in this cause for twenty-five days,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Jess Hollins, Petitioner,

686 vs.

The State of Oklahoma.

The argument of this case was commenced by Mr. Charles H. Houston for the petitioner, and continued by Mr. Mac Q. Williamson for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John T. Vance, It is ordered that Clarence W. Diver, Esquire, of Waukegan, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John T. Vance, It is ordered that Philip A. Populorum, Esquire, of Waukegan, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John T. Vance, It is ordered that Morris I. Conner, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore A. Hostetler, It is ordered that Jennings Bailey, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore A. Hostetler, It is ordered that Roberts Browning Larson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George C. Baldt, It is ordered that Raymond E. A. Loughlin, Esquire, of Glens Falls, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore A. Hostetler, It is ordered that Frederic B. Schramm, Esquire, of Schenectady, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Michael M. Doyle, It is ordered that Harold L. Beamish, Esquire, of Aurora, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas J. Reilly, It is ordered that Thomas Joseph Elliott, Esquire, of Tucson, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Ewing Thomason, It is ordered that Charles C. Thompson, Esquire, of Colorado, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Ewing Thomason, It is ordered that Richard F. Burges, Esquire, of El Paso, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Miller, It is ordered that J. O. Goff, Esquire, of Newport, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Ewing Thomason, It is ordered that George H. Mahon, Esquire, of Colorado, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. Whittington, It is ordered that Aaron L. Ford, Esquire, of Ackerman, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sam Rayburn, It is ordered that A. M. Wolford, Esquire, of McKinney, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. G. S. Arnold, It is ordered that Phillip E. Buck, Esquire, of DeLand, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. Dondero, It is ordered that Ford P. Brooks, Esquire, of Plymouth, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. Dondero, It is ordered that Lucille L. Brooks, of Plymouth, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Riley J. Wilson, It is ordered that Geo. Gunby, Esquire, of Monroe, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jesse P. Wolcott, It is ordered that Frank A. Rasch, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Miller, It is ordered that John L. McClellan, Esquire, of Malvern, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. L. Igoe, It is ordered that Samuel J. Moran, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Driver, It is ordered that William F. Kirsch, Esquire, of Paragould, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Miller, It is ordered that Chas. E. Yingling, Esquire, of Searcy, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Lloyd W. Davidson, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

— Original.

Ex parte: Minnie Lerner, Petitioner.

Motion for leave to file petition for writ of mandamus herein was submitted by Mr. Selig C. Brez in behalf of counsel for the petitioner.

Jess Hollins, Petitioner,

686 vs.

The State of Oklahoma.

The argument of this case was continued by Mr. Mac Q. Williamson for the respondent and concluded by Mr. Charles H. Houston for the petitioner.

The Youngstown Sheet and Tube Company, et al., Appellants,

552 vs.

The United States of America, et al.

Three hours were allowed for oral argument. The argument of this case was commenced by Mr. Frederick H. Wood for the appellants; continued by Mr. Daniel W. Knowlton for the appellees, The United States and Interstate Commerce Commission; by Mr. John J. Fitzpatrick for the appellees, Railroad Interveners; by Mr. Alex. M. Bull for the appellees, Trustees of the Consolidation Coal Co., Debtor, and concluded by Mr. Frederick H. Wood for the appellants.

Peters Patent Corporation, Petitioner,

601 vs.

Bates & Klinke.

The motion of Harriet E. Cole for leave to intervene as a party petitioner herein is denied. The Court declined to hear oral argument.

Proclamation being made the Court adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Conder C. Henry, It is ordered that Albert W. Kaiser, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Conder C. Henry, It is ordered that George P. Sakis, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made tothe Court in this behalf by Mr. Conder C. Henry, It is ordered that Robert A. O'Leary, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Conder C. Henry, It is ordered that Burnham Young-Kwai, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Conder C. Henry, It is ordered that Harris H. Ball, Esquire, of Grand Rapids, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Conder C. Henry, It is ordered that Earl E. Moore, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Conder C. Henry, It is ordered that Ollie L. Lewis, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Conder C. Henry, It is ordered that Walter S. Pawl, Esquire, of Lee Heights, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Fahy, It is ordered that J. Kennard Cheadle, Esquire, of Springfield, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Aaron L. Ford, It is ordered that Elmer E. Holley, Esquire, of Aberdeen, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Fahy, It is ordered that Frederic L. Kirgis, Esquire, of Chicago Heights, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank K. Nebeker, It is ordered that Paul Williams, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dwight L. Savage, It is ordered that Leo F. Tierney, Esquire, of Dubuque, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Randolph Carpenter, It is ordered that Edward W. Patterson, Esquire, of Pittsburg, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Conder C. Henry, It is ordered that Anson R. Tracy, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Benton, It is ordered that Allen W. Post, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Benton, It is ordered that Jud P. Wilhoit, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Benton, It is ordered that John T. Gorce, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Prentiss M. Brown, It is ordered that Walter I. McKenzie, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald R. McLean, It is ordered that John W. Black, Jr., Esquire, of Gloucester, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Donald J. Foulis, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Thurmond Clarke, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harvey L. Rabbitt, It is ordered that Murray L. Rabbitt, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Samuel F. Rathbun, as Executor of the Estate of William E. Humphrey, Deceased,
667 vs.
The United States.

This case was argued by Mr. William J. Donovan for Rathbun and by Mr. Solicitor General Reed for The United States.

Texas and New Orleans Railroad Company, et al., Appellants,

670 vs.

The United States of America and Interstate Commerce Commission.

This case was argued by Mr. Robert W. Thompson for the appellants, and by Mr. Nelson Thomas for the appellees.

The United States of America, Petitioner,

693 vs.

James A. Mack, et al.

The argument of this case was commenced by Mr. Assistant to the Attorney General Stanley for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Irwin Geiger, It is ordered that Armand W. DeBirny, Esquire, of Harrisonburg, State of Virginia be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Henry Butler, It is ordered that Waldo F. Postel, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Homer A. Holt, It is ordered that W. L. Lee, Esquire, of Fayetteville, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lois Gates Gorman, It is ordered that Mrs. Lucy Somerville Howorth, of Jackson, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick H. Wood, It is ordered that Jacob E. Heller, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John P. Bramhall, It is ordered that Abe L. Stein, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. Whittington, It is ordered that J. Knox Huff, Esquire, of Forrest, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jordan R. Bentley, It is ordered that Morris M. Wexler, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence J. McLeod, It is ordered that Russell E. Watson, Esquire, of New Brunswick, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter L. Ahrens, It is ordered that John K. Watson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Clarence E. Farmer, Esquire, of Ft. Worth, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick H. Wood, It is ordered that Thomas T. Cooke, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America, Petitioner,
693 vs.
James A. Mack, et al.

The argument of this case was continued by Mr. Assistant to the Attorney General Stanley for the petitioner, by Mr. Louis Halle for the respondent, and concluded by Mr. Assistant to the Attorney General Stanley for the petitioner.

The United States of America, Complainant,
17, Original. vs.
The State of West Virginia, et al.

The argument of this case on the motions to dismiss the bill of complaint was commenced by Mr. Homer A. Holt for defendant, State of West Virginia in support of its motion; continued by Mr. Edward W. Knight for defendants, Electro Metallurgical Co. et al. in support of their motion; by Mr. Huston Thompson for the complainant in opposition to the motions; and concluded by Mr. Robert S. Spilman for defendants, Electro Metallurgical Co. et al. in support of their motions. Leave was granted the State of West Virginia to file a reply brief within five days.

Joseph Schechter, et al., Petitioners,
854 vs.
The United States of America; and
United States of America, Petitioner,
864 vs.
A. L. A. Schechter Poultry Corporation, et al.

The argument of these cases was commenced by Mr. Solicitor General Reed for the United States.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George E. DeMott, It is ordered that George Frank Langford, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Earle D. Crammond, It is ordered that Laurence B. Dodds, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Kenneth McKellar, It is ordered that Miss Kathryn Frank Eldridge, of Chattanooga, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Kenneth McKellar, It is ordered that N. L. Bachman, Esquire, of Chattanooga, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald Meyer Newman, It is ordered that Samuel J. Krinn, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter Schaefer, It is ordered that William Klevs, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Irwin Gerger, It is ordered that Raymond J. Heilman, Esquire, of Oconomowoc, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter A. Koons, It is ordered that Knight G. Aulsbrook, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles D. Hamel, It is ordered that John Randall Thomas, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald R. Richberg, It is ordered that Leo J. Hassenauer, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Francis O'Sullivan, It is ordered that Leo T. Schwartz, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William R. Smith, Jr., It is ordered that Woodville J. Rogers, Esquire, of San Antonio, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Phillip E. Buck, It is ordered that Lawrence M. C. Smith, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Harry Covington, It is ordered that Otto Lowe, Esquire, of Cape Charles, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles D. Hamel, It is ordered that Ralph H. Demmler, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley Lloyd, It is ordered that William E. Heidinger, Esquire, of Tacoma, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles D. Hamel, It is ordered that Albert C. Hirsch, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Brice Clagett, It is ordered that Francis H. Lindley, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. McSwain, It is ordered that William P. Bowers, Esquire, of Hampton, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley Lloyd, It is ordered that Charles H. Paul, Esquire, of Longview, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Joseph Schechter, et al., Petitioners,

854 vs.

The United States of America; and

The United States of America, Petitioner,

864 vs.

A. L. A. Schechter Poultry Corporation, et al.

The argument of these cases was continued by Mr. Donald R. Richberg for the United States; by Mr. Joseph Heller and Mr. Frederick H. Wood for Schechter, et al.; and concluded by Mr. Solicitor General Reed for the United States.

Henry Clay Allison, Appellant,

704 vs.

The State of Texas.

The argument of this case was commenced by Mr. Clarence E. Farmer for the appellant.

Proclamation being made the Court is adjourned until Monday next at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Samuel W. McIntosh, It is ordered that Jules E. Tepper, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Kirkland Clark, It is ordered that Ganson J. Baldwin, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel W. McIntosh, It is ordered that Harry L. Tepper, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel W. McIntosh, It is ordered that Joseph C. Braelow, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel W. McIntosh, It is ordered that Frank A. Boettner, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel W. McIntosh, It is ordered that Thomas M. Kane, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gregory Hankin, It is ordered that Charles E. Beardsley, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward Stafford, It is ordered that Sterry R. Waterman, Esquire, of St. Johnsbury, State of Vermont, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to th Court in this behalf by Mr. Guilford S. Jameson, It is ordered that Alf C. Kremer, Esquire, of Butte, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Homer R. Hendricks, It is ordered that Wilbur H. Friedman, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter Chandler, It is ordered that Leo E. Bearman, Esquire, of Memphis, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. T. Baxter Milne, It is ordered that Arthur Rosenblum, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph A. Cantrel, It is ordered that James E. Coleman, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence J. McLeod, It is ordered that Adolphus R. Jobson, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Claiborne, It is ordered that Samuel H. Liberman, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Laurence Lewis, It is ordered that Simon Joseph Heller, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick Steiwer, It is ordered that J. C. Veazie, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold M. Stephens, It is ordered that Edwin D. Dickinson, Esquire, of Berkeley, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that John W. Anderson, Esquire, of Sioux City, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel I. Sievers, It is ordered that Isidore Feibleman, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert V. Fletcher, It is ordered that Thomas C. Hannah, Esquire, of Hattiesburg, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Railroad Retirement Board, et al., Petitioners, vs. The Alton Railroad Company, et al. — On writ of certiorari to the United States Court of Appeals for the District of Columbia.

566

This cause came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, which cause was brought into this Court before hearing and decision in the said Court of Appeals, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the Supreme Court of the District of Columbia, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Chief Justice Hughes in which Mr. Justice Brandeis, Mr. Justice Stone, and Mr. Justice Cardozo join.

The Chief Justice said:

"The orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

— Original.

Ex Parte: Minnie Lerner, Petitioner.

A rule is ordered to issue requiring the respondent to show cause on or before Friday, May 17, why leave to file the petition for writ of mandamus herein should not be granted.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Rico Manufacturing Co., Inc., et al., Petitioners.

On consideration of the motion for leave to file the petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bessie Villa and Max Peterson, Appellants,

882 vs.

George S. Van Schaick, Superintendent of Insurance of the State of New York.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Urban Properties Company, a Nevada Corporation, Petitioner,

847 vs. Order allowing certiorari.

Irving Trust Company, as Trustee in Bankruptcy of F. & W. Grand 5-10-25 Cent Stores, Inc., Bankrupt.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

A. S. Alexander, H. D. Rummel and George S. Baton, as Receivers, etc., Petitioners,

831 vs. Order allowing certiorari.

J. H. Hillman, Jr., A. B. Sheets, Thomas Watson, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

A. S. Alexander, H. D. Rummel and George S. Baton, as Receivers, etc., Petitioners,

832 vs. Order allowing certiorari.

J. H. Hillman, Jr., A. B. Sheets, Thomas Watson, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John Ujich, Petitioner, On petition for writ of certiorari

802 vs. to the United States Circuit Court

Commissioner of Immigration Ellis Island, New York Harbor. of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guarantee Trust Company, a Banking Corporation of the State of New Jersey, Petitioner,

823 vs.

Clifford C. Collings, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert C. Cooley, Petitioner,

824 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank B. Tipton, Jr., and Anna E. Tipton, Petitioners,

826 vs.

Irving Trust Company, as Trustee in Bankruptcy of F. & W. Grand 5-10-25 Cent Stores, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Secodd Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Day Jackson, Petitioner,

856 vs. On petition for writ of certiorari

Irving Trust Company, as Trustee in Bankruptcy of F. & W. Grand 5-10-25 Cent Stores, Inc., Bankrupt. to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Minot, Russell Tyson and Leverett Saltonstall, as Trustees, Petitioners,

868 vs. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

Irving Trust Company, as Trustee.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Flint Hosiery Mills, Inc., Petitioner,

836 vs. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

Fireman's Fund Insurance Company.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Flint Hosiery Mills, Inc., Petitioner, vs. Homeland Insurance Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

837

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

G. E. Prentice Manufacturing Company, Petitioner, vs. Hookless Fastener Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

838

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Vesta Welch, Carrie M. Anderson, Edith M. Anderson, et al, Petitioners, vs. Curtis F. Bryan, Receiver of the Imperial Royalties Company, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

845

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Patrick McGuirl, Incorporated, Petitioner, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

851

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. J. C. Sudduth, Administratrix, Petitioner, vs. Yazoo & Mississippi Valley Railway Company. — On petition for writ of certiorari to the Supreme Court of the State of Mississippi.

967

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Mississippi, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Hogan, Petitioner, vs. Hamburg-American Line. — On petition for writ of certiorari to the City Court of the City of New York, State of New York.

875

On consideration of the petition for a writ of certiorari herein to the City Court of the City of New York, State of New York, and of the argument of counselthereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southwestern Gas & Electric Company, Petitioner,
378 vs.
W. M. Williams.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Reuben Hirsch, et al., Petitioners,
766 vs.
The United States of America.

An petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.
Ex parte: United States ex rel. Jesse C. Duke, Petitioner.

Motion for leave to file petition for writ of prohibition and/or mandamus herein was submitted by Mr. Jesse C. Duke for the petitioner.

The United States of America, Complainant,
13, Original. vs.
The State of Oregon.

Complainant's proposed form of decree herein was presented.

Henry Clay Allison, Appellant,

704 vs.

The State of Texas.

The argument of this case was continued by Mr. Clarence E. Farmer for the appellant. The Court declined to hear further argument.

Roy T. Mobley, Petitioner,

751 vs.

The New York Life Insurance Company.

This case was argued by Mr. Sidney C. Mize for the petitioner, and by Mr. William H. Watkins for the respondent.

Jack Escoe, Petitioner,

773 vs.

Fred G. Zerbst, Warden, etc.

This case was argued by Mr. Sanford Bates for the respondent, and was submitted by Mr. Seth W. Richardson for the petitioner.

Superintendent Five Civilized Tribes, for Sandy Fox, etc., Petitioner,

817 vs.

Commissioner of Internal Revenue.

The argument of this case was commenced by Mr. Thomas J. Reilly for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Glover H. Cary, Esquire, of Owensboro, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John B. Brady, It is ordered that Irl R. Goshaw, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Order.

The Court will take a recess from today until Monday, May 13th next and from that day as may be ordered.

Per Mr. Chief Justice Hughes.

Superintendent Five Civilized Tribes, for Sandy Fox, etc., Petitioner,
817 vs.
Commissioner of Internal Revenue.

The argument of this case was continued by Mr. Thomas J. Reilly for the petitioner, by Mr. Assistant Attorney General Wideman for the respondent, and concluded by Mr. Arthur F. Mullen for the petitioner.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Raymond J. Heilman, It is ordered that Harold H. Levin, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard Cecil Kilpatrick, It is ordered that Russell D. Burchard, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Norman S. Case, It is ordered that Harold A. Andrews, Esquire, of Providence, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph A. Cantrel, It is ordered that Edward M. Ladden, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Horace G. McKeever, It is ordered that Dan Mitchell, Esquire, of Enid, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nathan A. Dobbins, It is ordered that Brooks T. Sanders, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Phillip E. Buck, It is ordered that Lawrence J. Bernard, Esquire, of DeLand, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alanson W. Willcox, It is ordered that Jervis Langdon, Jr., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert L. Cox, It is ordered that Walter H. Liebman, Jr., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Morganston, Jr., It is ordered that Chas. H. Roemer, Esquire, of Paterson, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Linton M. Collins, It is ordered that Frank H. Elmore, Jr., Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry A. Schweinhaut, It is ordered that William J. Bowen, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter F. Marcus, It is ordered that Bert Flanders, Jr., Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stafford Smith, It is ordered that E. M. O'Bryan, Esquire, of Chicago, State of Illinois be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stafford Smith, It is ordered that Stewart W. Chaffee, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stafford Smith, It is ordered that Robert M. Nelson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Guilford S. Jameson, It is ordered that Herbert Bremer Hunt, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Ewing Thomason, It is ordered that Joseph McGill, Esquire, of El Paso, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Homer R. Hendricks, It is ordered that Robert M. Field, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert E. Carter, It is ordered that Robert H. McCreary, Esquire, of Oakland, State of California, be admitted to practice as an Attorney and Counsellor of this Court,and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John B. Hollister, It is ordered that Peyton Randolph Harris, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John B. Hollister, It is ordered that Frederick H. Koschwitz, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur H. Deibert, It is ordered that Thorp A. Andrews, Esquire, of Fort Worth, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John B. Hollister, It is ordered that James R. Lowell, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alva B. Adams, It is ordered that Thomas A. Nixon, Esquire, of Greeley, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Harry Merselli, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sherman Minton, It is ordered that Austin V. Clifford, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Joseph Melville Broughton, Esquire, of Raleigh State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Duncan U. Fletcher, It is ordered that Walter G. Troxler, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Duncan U. Fletcher, It is ordered that Martin J. Roess, Jr., Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that W. Paul Carpenter, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John B. Hollister, It is ordered that Joseph Hennessy Ross, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John B. Hollister, It is ordered that Morris B. Mitchell, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald C. Dobbins, It is ordered that Horace B. Garman, Esquire, of Decatur, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Duncan U. Fletcher, It is ordered that Olin E. Watts, Jr., Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

United States of America, on Relation of Arthur Kassin, Petitioner,

569 vs.

Hon. Raymond J. Mulligan, United States Marshal for the Southern District of New York, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Butler.

Peters Patent Corporation, Petitioner,

601 vs.

Bates & Klinke, Inc.

On consideration of the motion of Harriet E. Cole for leave to intervene in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Peters Patent Corporation, Petitioner,

601 vs.

Bates & Klinke, Inc.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the writ of certiorari, in this cause, be, and the same is hereby, dismissed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

Jess Hollins, Petitioner,

686 vs.

The State of Oklahoma.

On writ of certiorari to the Criminal Court of Appeals of the State of Oklahoma.

This cause came on to be heard on the transcript of the record from the Criminal Court of Appeals of the State of Oklahoma, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Criminal Court of Appeals, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Criminal Court of Appeals for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Texas and New Orleans Railroad Company,
The Texas and Pacific Railway Company,
Abilene & Southern Railway Company, et al.,
Appellants,
670 vs.
The United States of America and
Interstate Commerce Commission.

Appeal from the District Court of the United States for the Western District of Missouri.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Missouri, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following orders of the Court:

Henry Clay Allison,
Appellant,
704 vs.
The State of Texas.

Appeal from the Court of Criminal Appeals, State of Texas.

This cause came on to be heard on the transcript of the record from the Court of Criminal Appeals, State of Texas, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed (1) for the reason that the judgment of the state court sought to be reviewed is based upon a non-federal ground adequate to support it, and (2) for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Mississippi Central Railroad Company,

Appellant, Appeal from the Supreme Court of the

899 vs. State of Mississippi.

Mrs. Mattie Rife Smith.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Mississippi, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a final judgment.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

— Original.

Ex Parte: The United States ex rel. Jesse C. Duke, Petitioner.

On consideration of the motion for leave to file the petition for writ of prohibition and-or mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Maurice E. Sullivan, Petitioner,

927 vs.

Chicago and North Western Railway Company.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Maurice E. Sullivan, Petitioner,
927 vs.
Chicago and North Western Railway Company.

On petition for writ of certiorari to the Supreme Court of the State of Nebraska.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Nebraska, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Samuel I. Solomon, Administrator de bonis non of the Estate of Daniel Hosanna, Deceased, Petitioner,
929 vs.
Esther J. Benjamin.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Samuel I. Solomon, Administrator de bonis non of the Estate of Daniel Hosanna, Deceased, Petitioner,
929 vs.
Esther J. Benjamin.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

T. A. Morrissey and James M. O'Brien,
Trustees of an Express Trust Known
as Western Avenue Golf Club,
Petitioners,

834 vs. Order allowing certiorari.

Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

George W. McCandless, as Receiver of
Duquesne Gas Corporation, Petitioner,

880 vs. Order allowing certiorari.

Maxime H. Furlaud, Kingston Corporation,
Byron Corporation, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Simms Oil Company, Petitioner,

842 vs. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

Guy T. Helvering, Commissioner of Internal Revenue.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Kretni Development Company,

Petitioner,

848 vs.

Consolidated Oil Corporation, Producers and Refiners Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Margaret McDonough, and One Hundred Other Preferred Stockholders of the Owl Drug Company, Bankrupt, Petitioners,

852 vs.

Owl Drug Company, Bankrupt, George K. Edler, Trustee, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,

855 vs.

Sara A. Ellison, Administratrix of the Personal Estate of Carl R. Ellison, Deceased, and Maude Johnson Ellison.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chemung Canal Trust Company, Petitioner, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

861

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

St. Louis Southwestern Railway Company, Petitioner, vs. The Boatmen's National Bank of St. Louis. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

862

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lykes Bros. Steamship Company, Inc., Petitioner, vs. Siprano Esteves. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

874

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Better Packages, Inc., Petitioner, vs. L. Link & Co., Louis Link and Charles F. Albers. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

888

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wheeler Lovell, Executor of the Estate of F. W. Lovell, Deceased, et al., Petitioners, vs. United Milk Products Corporation, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

920

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wheeler Lovell, Executor of the Estate of F. W. Lovell, Deceased, et al., Petitioners, vs. United Milk Products Corporation, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

921

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John H. Morse, Petitioner,

201 vs.

O.T.1925.

The United States.

On consideration of the motion for leave to file a petition for rehearing in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John H. Cunningham, Petitioner,

758 vs.

The United States of America.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

General Construction Company, Appellant,

788 vs.

Earl L. Fisher, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

ORDER.

It is ordered that Rule XXIX and Rule XLVIII, subdivision 4, of the General Orders in Bankruptcy be, and they hereby are, amended, effective immediately, to read as follows:

XXIX

Payment of Moneys Deposited

No moneys deposited as required by the Act shall be drawn from the depository unless by check or warrant, signed by the clerk of the court, or by a trustee, and countersigned by the judge of the court, or by a referee designated for that purpose, or by the clerk or his assistant under an order made by the judge, stating the date, the sum, and the account for which it is drawn; and an entry of the substance of such check or warrant, with the date thereof, the sum drawn for, and the account for which it is drawn, shall be forthwith made in a book kept for that purpose by the trustee or his clerk; and all checks and drafts shall be entered in the order of time in which they are drawn, and shall be numbered in the case of each estate. A copy of this general order shall be furnished to the depository, and also the name of any referee or clerk authorized to countersign said checks. This general order shall not apply to proceedings under section 77 or section 77B of the Act.

XLVIII

4. The commissions of the referee and of the custodian or receiver shall not exceed those payable to referees and receivers under sections 40 and 48 of the Act in the event of a composition in bankruptcy, and the amount of the debts whose maturity is to be extended shall be included for that purpose as part of "the amount to be paid creditors" within the meaning of those sections, but if the compensation so computed shall appear to be in excess of what is fair and reasonable it shall be correspondingly reduced, the intent of this provision being that the amount of such fees shall be subject at all times to the approval of the court. If the estate is liquidated under the provisions of subdivision (1) of section 74 of the Act, the referee shall return to the estate any commissions previously received and shall be entitled to commissions on all moneys disbursed to creditors by the trustee as provided in section 40 of the Act.

It is further ordered that the General Orders in Bankruptcy be, and they hereby are, amended by including therein a new Rule, numbered LII, to be immediately effective, and reading as follows:

LII

Proceedings Under Section 77B of the Bankruptcy Act

The following additional rules shall apply to proceedings under section 77B of the Bankruptcy Act.

1. The clerk of the district court in which proceedings under section 77B are brought shall forthwith transmit to the Secretary of the Treasury copies of (a) the petition of the corporation, or of the creditors thereof desiring to effect a plan of reorganization; or (b) the answer, if any, of the corporation in those cases in which an involuntary proceeding is pending; (c) the order approving or dismissing the petition; (d) any order determining the time in which the claims and interests of creditors may be filed or evidenced and allowed, the division of creditors and stockholders into classes according to the nature of the respective claims and interests, and all orders extending the time in which such claims may be filed or evidenced; (e) any order for a hearing issued upon the report of the special master; (f) the plan of reorganization, amendments, or modifications; (g) any order (1) fixing the time for confirming the plan or dismissing the proceedings; (2) adjudging the corporation to be solvent or insolvent; (3) confirming the plan or directing the liquidation of the estate; (h) such other papers filed in the proceedings as the Secretary of the Treasury may request of the clerk or the court may direct him to transmit. The clerk shall also transmit to the Collector of Internal Revenue for the district in which the proceedings are pending copies of the petition or answer above described in subdivisions (a) and (b):

Provided, however, that if the Secretary of the Treasury, upon receipt of the petition or answer, shall ascertain that the United States has no interest in the proceeding, he shall so notify the clerk, whereupon the clerk may dispense with the transmittal of further papers. All papers filed with the court shall have attached thereto such copies as the clerk may require for carrying out this general order.

2. Any order fixing the time for confirming any plan which deals with the interests or claims of the United States shall include a reasonable notice to the Secretary of the Treasury of at least thirty days.

3. The provisions of this general order shall not apply to any action heretofore taken; and failure to comply with any provision hereof, in any proceeding heretofore or hereafter instituted, shall

Order.

The Court will take a recess from today until next Monday; from that day until Monday, May 27th and from that day until Monday, June 3d upon which day it will adjourn for the term.

No motions, except motions for admission to practice, will be received after Monday, May 27th.

Per Mr. Chief Justice Hughes.

Kumaki Koga and Matsuyo Koga, etc., Petitioners,

908 vs.

F. W. Berkshire, District Director, United States Immigration Service.

The death of F. W. Berkshire and the appointment of Walter Emmett Carr as District Director, United States Immigration Service District No. 20, having been suggested,

It is, on motion of Mr. Solicitor General Reed, ordered by this Court that Walter Emmett Carr, present District Director, United States Immigration Service District No. 20, be substituted and made the party respondent in this cause in place of F. W. Berkshire, deceased, and that this cause be so continued and maintained.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until Monday, May 20 next at 12 o'clock.

MONDAY, MAY 20, 1935

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William Klevs, It is ordered that Monroe Oppenheimer, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur C. Brode, It is ordered that Sydney Bert Goldman, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William B. O'Connell, It is ordered that John L. Sullivan, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Abbot P. Mills, It is ordered that George A. Arkwright, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Abbot P. Mills, It is ordered that Louis A. Brown, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis C. Brooke, It is ordered that Miss Janet Goodwin Rutter, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James S. Y. Arvins, It is ordered that Ross W. Lynn, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles H. LeFevre, It is ordered that Frank G. Schlosser, Esquire, of Hoboken, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Henry Butler, It is ordered that John Preston Phillips, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles D. Hamel, It is ordered that Joseph E. Isaacs, Esquire, of Sacramento, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Driver, It is ordered that G. E. Keck, Esquire, of Blytheville, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dean Acheson, It is ordered that John ~~Perkins~~ Brown, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold M. Stephens, It is ordered that Wendell Berge, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren R. Austin, It is ordered that Lawrence C. Jones, Esquire, of Rutland, State of Vermont, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles D. Hamel, It is ordered that L. D. Lockwood, Esquire, of Manila, Philippine Islands, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hardin Peterson, It is ordered that Wm. C. Pierce, Esquire, of Tampa, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William E. Borah, It is ordered that Orr Chapman, Esquire, of Twin Falls, State of Idaho, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles D. Hamel, It is ordered that Howard G. Pillsbury, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hardin Peterson, It is ordered that Albert D. D'Arpa, Esquire, of Tampa, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America,
Petitioner,
693 vs.
James A. Mack and Concord Casualty and Surety Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Jack Escoe, Petitioner,
773 vs.
Fred G. Zerbst, Warden of the United States Penitentiary at Leavenworth, Kansas.

On writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Tenth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Kansas with instructions that the writ of habeas corpus be sustained and the prisoner discharged.

Per Mr. Justice Cardozo.

The Youngstown Sheet and Tube Company, Republic Steel Corporation, Sharon Steel Hoop Company, et al., Appellants,
552 vs.
The United States of America, Interstate Commerce Commission, The Baltimore & Ohio Railroad Company, et al.

Appeal from the District Court of the United States for the Northern District of Ohio.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Ohio, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Roberts.

The United States of America, Complainant,
17, Original. vs.
The State of West Virginia, Electro Metallurgical Company, New-Kanawha Power Company, and Union Carbide and Carbon Company, Defendants.

On motions to dismiss the bill of Complaint.

This cause came on to be heard on the motions of the defendants to dismiss the bill of complaint, and was argued by counsel.

On consideration whereof, It is ordered by this Court that the said motions be, and the same are hereby, granted, and that the bill of complaint in this cause be, and the same is hereby, dismissed.

Per Mr. Justice Stone.

Mr. Justice Brandeis is of opinion that the United States should be granted leave to amend its bill.

The State of Wisconsin,

Complainant,

15, Original. vs.

The State of Michigan.

On exceptions to the Report of the Special Master.

This cause came on to be heard on the exceptions to the report of the Special Master, and was argued by counsel.

On consideration whereof, It is ordered by this Court as follows: The decree to be entered in this case will establish the boundary through and along, or near, the middle of the waters of Green bay that are here involved. That line commences at a point midway between the piers at the harbor entrance of the Menominee River; thence east by south seven and one-eighth miles; thence approximately north by east one-eighth east, about eight and seven-eighths miles; thence to and along a line in or near the middle of the bay to a point west of the Rock Island passage; thence easterly by courses and distances to be designated through that passage to the boundary in the middle of Lake Michigan. The decree will appropriately define the tracts called "Grassy Island" and "Sugar Island" and declare them to belong to Michigan.

The case is referred to the special master, and he is directed to prepare and submit to the court a form of decree which will give effect to this decision. Inasmuch as the preparation of the decree may involve the ascertainment of physical facts and the formulation of technical descriptions, the master is authorized to hear counsel, take evidence and procure such assistance, if any, as may be necessary to enable him conveniently and promptly to discharge the duties here imposed upon him. He may call upon counsel to propose forms of decree. He is directed to give them opportunity to submit objections to the form prepared by him and to include the objections, if any, in his report.

Per Mr. Justice Butler.

Angelo Herndon,

Appellant, Appeal from the Supreme Court of the

665 vs. State of Georgia.

The State of Georgia.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Georgia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice Sutherland.

Dissenting opinion by Mr. Justice Cardozo in which Mr. Justice Brandeis and Mr. Justice Stone join.

Superintendent Five Civilized Tribes,

for Sandy Fox, Creek No. 1263, On writ of certiorari to the United

Petitioner, States Circuit Court of Appeals for

817 vs. the Tenth Circuit.

Commissioner of Internal Revenue.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Tenth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice McReynolds.

Max Senior,

Appellant, Appeal from the Supreme Court of the

658 vs. State of Ohio.

George C. Braden, Quincy A. Davis,

Carleton S. Dargusch, et al.,etc.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice McReynolds.

Dissenting opinion by Mr. Justice Stone in which Mr. Justice Brandeis and Mr. Justice Cardozo join.

Noah Stewart,

Appellant, Appeal from the Supreme Court of the

142 vs. State of Oklahoma.

Robert Keyes, T. B. Slick, D. Replogle, et al.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oklahoma, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Van Devanter.

The Chief Justice announced the following order of the Court:

National Accounting Company,

Appellant,

923 vs.

J. R. Dorman, Banking Commissioner of the Commonwealth of Kentucky.

Appeal from the District Court of the United States for the Eastern District of Kentucky.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Kentucky, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the order of the said District Court denying an interlocutory injunction in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

— Original.

Ex Parte: C. M. Brummett, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Minnie Lerner, Petitioner.

On motion for leave to file petition for writ of mandamus and on rule to show cause thereupon issued.

On consideration of the motion for leave to file petition for writ of mandamus herein and the return to the rule to show cause;

It is ordered by this Court that the rule to show cause be, and the same is hereby, discharged, and the motion for leave to file petition for writ of mandamus be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cavour Hartley, Executor of the
Estate of G. G. Hartley,
Petitioner,
602 vs.
Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

Ordered that the opinion delivered in this cause on April 29, 1935, be modified as follows:

By adding at the end of line 2 on page 1 the words "and held";

By striking from lines 19 and 20 on page 1 the words "to which the Revenue Acts of 1921 and 1924 were respectively applicable";

By substituting for the words "1924 Act" wherever they occur, the words "1924 and 1926 Acts," and by making changes in punctuation and wording appropriate to the last mentioned modifications.

Per Mr. Chief Justice Hughes.

R. L. Wall, W. B. Tilton, et al., Appellants,
922 vs.
Janet McNee, a feme sole.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The Bassick Manufacturing Company, Petitioner,
872 vs.
The R. M. Hollingshead Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sith Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Justice Van Devanter.

The Chief Justice took no part in the consideration or decision of this application.

G. S. Rogers, Doing Business as Rex
Duplex Fitting Company and R. W.
Dusenberry, Petitioners,
906 vs. Order allowing certiorari.
Alemite Corporation.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted, and the case is assigned for argument immediately following No. 872, Bassick Mfg. Co. vs. Hollingshead Co.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Justice Van Devanter.

The Chief Justice took no part in the consideration or decision of this application.

Thomas W. White, Former Collector of Internal Revenue, Petitioner,
926 vs. Order allowing certiorari.
Mary Adelaide Poor, et al., Surviving Executors.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted, and the case is assigned for argument immediately following No. 827, Helvering, Commissioner of Internal Revenue vs. Helmholz, as Sole Devisee, etc.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Raybestos-Manhattan, Inc., Petitioner,

850 vs. Order allowing certiorari.

The United States.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States, Petitioner,

869 vs. Order allowing certiorari.

Atlantic Mutual Insurance Company.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Nancy K. McFeely, Petitioner,

876 vs. Order allowing certiorari.

Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

879 vs. Order allowing certiorari.

St. Louis Union Trust Company, as Successor Trustee of Liberty Central Trust Company, etc., et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Pete Di Giovanni and Mary Di Giovanni, Petitioners,

886 vs. Order allowing certiorari.

Camden Fire Insurance Association.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Lee Moor, Petitioner,

956 vs. Order allowing certiorari.

Texas and New Orleans Railroad Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Brooklyn Ash Removal Company, Inc.,
Petitioner,
841 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lula C. Hogan, Executrix of the Last Will and Testament of Emigene Kibbe, Deceased, Petitioner,
846 vs.
The United States of America and Title Insurance and Trust Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America,
Petitioner,
853 vs.
Great Northern Railway Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hillside Land Company, et al.,

Petitioners,

860 vs.

Township of North Bergen, County of Hudson, State of New Jersey.

On petition for writ of certiorari to the Court of Errors and Appeals of the State of New Jersey.

On consideration of the petition for a writ of certiorari herein to the Court of Errors and Appeals of the State of New Jersey, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hamburg-American Line,

Petitioner,

865 vs.

Philip Elting, Collector of Customs, Port of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Purity Investment Company, Petitioner,

873 vs.

John P. McLaughlin, Collector of Internal Revenue for the First Collection District of California.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

B. K. Isaacs, as Trustee in Bankruptcy of Henrietta E. Cunningham, Petitioner, vs. Hobbs Tie & Timber Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

881

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert B. Daniel, G. F. Beckman, et al., Petitioners, vs. Mary Martha Layton, Elizabeth Jane Wharf, Illinois Life Insurance Company, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

890

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Royal Union Life Insurance Company, Petitioner, vs. H. A. Gross, Otto Lange, Peter Hern, et al. — On petition for wit of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

893

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Great Republic Life Insurance Company, Petitioner,
894 vs.
H. A. Gross, Otto Lange, Peter Kern, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Paul B. Stone,
Petitioner,
895 vs.
C. H. Wright, Receiver, and Twyford & Smith, a Co-partnership.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Atchison, Topeka and Santa Fe Railway Company, Petitioner,
896 vs.
Patrick Wetterer.

On petition for writ of certiorari to the Appellate Court of the State of Illinois, First District.

On consideration of the petition for a writ of certiorari herein to the Appellate Court of the State of Illinois, First District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

City of San Antonio, et al., Petitioners, vs. Southwestern Bell Telephone Company. 897

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Federal Land Bank of St. Louis, Petitioner, vs. A. B. Priddy, Circuit Judge. 594

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry Morganthau, Jr., Substituted for James C. Lavis, Agent, etc., Petitioner, vs. Carl Stephens, et al., etc. 681

On consideration of the motion to extend the time within which to file a petition for rehearing in this cause for twenty five days,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

— Original.

Ex parte: The Aleograph Company, Petitioner.

Motion for leave to file petition for writ of mandamus herein was submitted by Mr. William Hodges in behalf of counsel for the petitioner.

The Aleograph Company, Petitioner,

1045, October Term, 1933. vs.

Western Electric Company, Inc.

Motion for leave to file petition for reconsideration of petition for rehearing was submitted by Mr. William Hodges in behalf of counsel for the petitioner.

Proclamation being made the Court is adjourned until Monday, May 27 next, at 12 o'clock.

MONDAY, MAY 27, 1935

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Phidias J.J. Nicolaides, It is ordered that Lester L. Weil, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warner I. Cobberly, It is ordered that V. Russell Donaghy, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James H. Hanley, It is ordered that Thomas S. Kennedy, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. Wilson, It is ordered that Clare Gerald Fenerty, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James H. Littlehales, It is ordered that Gordon Meade Atherholt, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James A. Brearley, It is ordered that Walter Edwin Waite, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James A. Brearley, It is ordered that Louis F. Kreek, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dorothee Scarbrough, It is ordered that Thomas B. J. Quinn, Esquire, of Utica, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Pershing, It is ordered that Raymond J. Roth, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Franklin S. Pollak, It is ordered that Abraham C. Weinfeld, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Pershing, It is ordered that Joseph A. Arbanas, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. August G. Gutheim, It is ordered that James Cameron Argetsinger, Esquire, of Youngstown, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank L. Peckham, It is ordered that James Abram Markle, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sol A. Rosenblatt, It is ordered that William B. Jaffe, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. Melville Milby, It is ordered that Edward M. Shulman, Esquire, of Dayton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph E. Church, It is ordered that Robert Marcus Woodward, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. Melville Milby, It is ordered that Robert K. McConnaughey, Esquire, of Dayton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lucien H. Boggs, It is ordered that Philip Stockton May, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dorothee Scarbrough, It is ordered that Louise Faber McCarthy, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Pershing, It is ordered that Minnie B. Rosenbaum, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Pershing, It is ordered that Wm. K. Divers, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry W. Blair, It is ordered that Kathryn Lovice Craig, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph A. Conry, It is ordered that Gilbert W. C. Cox, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. L. Igoe, It is ordered that Tilman B. Cantrell, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund M. Toland, It is ordered that Bennett Sanderson, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Weston Allen, It is ordered that Arthur L. Brown, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund M. Toland, It is ordered that Edward R. Hale, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph R. Little, It is ordered that A. R. Memhard, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund M. Toland, It is ordered that John L. Sullivan, Esquire, of Manchester, State of New Hampshire, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph Millenson, It is ordered that A. D. G. Cohn, Esquire, of Atlanta, State of Georgia, be admited to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. T. Baxter Milne, It is ordered that Tracy J. Peycke, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Augustine Lonergan, It is ordered that Joseph Edward Klau, Esquire, of Hartford, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert E. Lynch, It is ordered that Albert C. Fowler, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Marvel Mills Logan, It is ordered that George A. Meuth, Esquire, of Bowling Green, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter W. Ahrens, It is ordered that John M. Di Silvestro, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter W. Ahrens, It is ordered that Francis M. Sullivan, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that Louis J. Carusillo, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph H. Choate, Jr., It is ordered that Walter Joseph Choate, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney, It is ordered that Edmund M. Preston, Esquire, of Richmond, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney, It is ordered that Eppa Hunton, IV, Esquire, of Richmond, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hardin Peterson, It is ordered that Clarence L. McKaig, Esquire, of Sarasota, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elmer Thomas, It is ordered that E. L. Richardson, Esquire, of Lawton, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elmer Thomas, It is ordered that C. D. Cund, Esquire, of Duncan, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Roy T. Mobley, Petitioner, vs. The New York Life Insurance Company.

751

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of Mississippi.

Per Mr. Justice Butler.

Samuel F. Rathbun, as Executor of
the Estate of William E. Humphrey,
Deceased,
667 vs.
The United States.

On certificate from the Court of Claims.

This cause came on to be heard on a certificate from the Court of Claims, and was argued by counsel.

On consideration whereof, it is the opinion of this Court that the two questions certified must be answered in the affirmative.

Whereupon, it is ordered by this Court that it be so certified to the said Court of Claims.

Per Mr. Justice Sutherland.

Mr. Justice McReynolds agrees that both questions should be answered in the affirmative. A separate opinion in Myers vs. United States, 272 U.S. 178, states his views concerning the power of the President to remove appointees

Louisville Joint Stock Land Bank,
Petitioner,
717 vs.
William W. Radford, Sr.

On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause cameon to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Kentucky for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

Joseph Schechter, Martin Schechter,
Alex Schechter, et al.,
Petitioners,
854 vs.
The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Concurring opinion by Mr. Justice Cardozo in which Mr. Justice Stone joins.

The United States of America,
Petitioner,
864 vs.
A. L. A. Schechter Poultry Corporation, Martin Schechter, Alex Schechter, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of New York.

Per Mr. Chief Justice Hughes.

Concurring opinion by Mr. Justice Cardozo in which Mr. Justice Stone joins.

The Chief Justice announced the following orders of the Court:

The United States of America,

Petitioner,

787 vs. Order allowing certiorari.

Fidelity and Deposit Company of Baltimore, Maryland.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America,

Petitioner,

787 vs.

Fidelity and Deposit Company of Baltimore, Maryland.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, vacated; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals with directions to dismiss the appeal upon the ground that the judgment sought to be reviewed is joint and the record fails to disclose summons and severance.

Per Mr. Chief Justice Hughes.

Mrs. Kate F. Rosenthal, Appellant,

974 vs.

Mrs. Elizabeth Langley and Ella Fridenberg.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. Kate F. Rosenthal,

Appellant, Appeal from the Supreme Court of the

974 vs. State of Georgia.

Mrs. Elizabeth Langley and Ella Fridenberg.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Georgia, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Mrs. Kate F. Rosenthal,

Appellant, Appeal from the Supreme Court of the

974 vs. State of Georgia.

Mrs. Elizabeth Langley and Ella Fridenberg.

Treating the appeal papers herein from the Supreme Court of the State of Georgia as an application for a writ of certiorari;

On consideration whereof, it is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

The Aleograph Company, Petitioner,

1045 vs.
O.T.1933.
The Western Electric Co.

On consideration of the motion for leave to file a petition for reconsideration of the petition for rehearing in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: The Aleograph Company, Petitioner.

On consideration of the motion for leave to file the petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Joseph Poresky, Petitioner.

On consideration of the motion for leave to file the petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clyde Mallory Lines, Appellant,

945 vs.

The State of Alabama, ex rel. State Docks Commission.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

George T. Queen, Petitioner,

966 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George T. Queen, Petitioner,

966 vs.

The United States of America.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Abraham Dektor, Petitioner,

979 vs.

Overbrook National Bank of Philadelphia, et al.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Abraham Dektor,

Petitioner,

979 vs.

Overbrook National Bank of Philadelphia, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Tennessee, ex rel. Silas Fox, Petitioner,

980 vs.

A. W. Neely, Warden of the Tennessee State Penitentiary.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Tennessee, ex rel. Silas Fox, Petitioner,

980 vs.

A. W. Neely, Warden of the Tennessee State Penitentiary.

On petition for writ of certiorari to the Supreme Court of the State of Tennessee.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Tennessee, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Everett Legg, Petitioner,

965 vs.

E. St. John, Trustee.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

George Everett Legg, Petitioner,

965 vs. Order allowing certiorari.

E. St. John, Trustee.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Michey V. Graham, Petitioner,

898 vs. Order allowing certiorari.

The White-Phillips Company, Inc.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

D. Del Vecchio, Trading as Peoples Hardware Stores and Merchants Mutual Casualty Company, Petitioners,

931 vs. Order allowing certiorari.

Bonnie L. Bowers.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Duwamish, Lummi, Whidby Island Skagit Tribes of Indians, et al., Petitioners, On petition for writ of certiorari

822 vs. to the Court of Claims.

The United States.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Duwamish, Lummi, Whidby Island Skagit Tribes of Indians, et al., Petitioners,

822 vs.

The United States.

On consideration of the motion to remand this cause to the Court of Claims for additional findings,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

B. Frank Bushman, Administrator, Estate of James H. Pound, Deceased, Petitioner,

871 vs. The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Steamship "Manuel Arnus", Her Engines, etc., et al., Petitioners,

885 vs. The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Weinberger Banana Company, Inc., Petitioner,

889 vs. Phoenix Assurance Company Limited of London.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Continental Baking Company,

Petitioner,

891 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry J. Sullivan,

Petitioner,

900 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clifford Skelly,

Petitioner,

904 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward Berman, Alias Barney Berman,
Petitioner,
905 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ohio Casualty Insurance Company,
Petitioner,
907 vs.
George P. Rosaia and Gilda Rosaia, His Wife, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Kumaki Koga and Matsuyo Koga, etc.,
Petitioners,
908 vs.
Walter Emmett Carr, District Director, United States Immigration Service, District No. 20.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

International Shoe Company,

Petitioner,

909 vs.

Benjamin F. Rubins, Doing Business as Rubins' Department Store, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Danciger Oil & Refining Company and Danciger Royalty Company,

Petitioners,

912 vs.

L. R. Burroughs.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alice L. Wynekoop,

Petitioner,

913 vs.

The People of the State of Illinois.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wesley Pape,

Petitioner,

915 vs.

St. Lucie Inlet District and Port Authority, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chicago, Rock Island & Gulf Railway Company, Petitioner,

919 vs.

C. B. Frederick.

On petition for writ of certiorari to the Court of Civil Appeals of the State of Texas, 7th Supreme Judicial District.

On consideration of the petition for a writ of certiorari herein to the Court of Civil Appeals of the State of Texas, 7th Supreme Judicial District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward Rudo, Infant, by Sol E. Rudo, His Next Friend, Petitioner,

932 vs.

A. H. Bull Steamship Co. and A. H. Bull and Company.

On petition for writ of certiorari to the Court of Appeals of the State of Maryland.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of Maryland, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. R. Squibb & Sons,
Petitioner,
941 vs.
Mallinckrodt Chemical Works.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. H. Tucker, Jr., Petitioner,
830 vs.
The United States of America.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. H. Tucker, Jr., Petitioner,
830 vs.
The United States of America.

On consideration of the motion for release from prison punishment pending appeal,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States, Petitioner,
2 vs.
The Creek Nation.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lem Motlow, Petitioner,

659 vs.

State, ex rel. Edmond Koeln.

Lem Motlow, Petitioner,

660 vs.

State, ex rel. Edmond Koeln.

A petition for rehearing having been filed in these cases,

Upon consideration thereof, it is ordered by this Court that the said petition for rehearing be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John A. Snyder, Petitioner,

663 vs.

Commissioner of Internal Revenue.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Texas Land & Cattle Company, et al., Appellants,

833 vs.

The City of Fort Worth.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Complainant,

17, Original. vs.

The State of West Virginia, et al.

Motion for leave to file amended and supplemental bill of complaint herein was submitted by Mr. Harry W. Blair for the complainant.

Atlantic Coast Line Railroad Company, Appellant,

344 vs.

State of Florida, et al.; and

State of Florida, et al., Appellants,

345 vs.

The United States of America, et al.

Motion for construction of opinion and conformity of mandate thereto, and motion for leave to file supplemental bill was submitted by Mr. August G. Gutheim for the appellees in No. 344 and appellants in No. 345, in support of the motions, and by Mr. Robert C. Alston, Mr. C. H. Davis, Mr. W. E. Kay, and Mr. W. H. Sibley for the Atlantic Coast Line Railroad Company.

— Original.

Ex parte: Richard E. Marine, Petitioner.

Motion for leave to file petition for writ of mandamus herein was submitted by Mr. Richard E. Marine, pro se.

State of New Jersey, Complainant,

11, Original. vs.

State of Delaware.

Agreed proposed form of decree in this case was presented to the Court.

Proclamation being made the Court is adjourned until Monday, June 3 next, at 12 o'clock.

MONDAY, JUNE 3, 1935

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Douglas L. Hatch, It is ordered that Karl J. Hardy, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. Hilton Jackson, It is ordered that Perre Bowen, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wilson L. Townsend, It is ordered that James M. Earnest, Esquire, of Auburn, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. Hilton Jackson, It is ordered that Ward B. McCarthy, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alvin L. Newmyer, It is ordered that Lewis H. Shapiro, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur H. Deibert, It is ordered that Earl C. Mills, Esquire, of Des Moines, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. Regis Noel, It is ordered that J. Johnstone Muir, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Winship Wheatley, It is ordered that Harold C. Mendelson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Winship Wheatley, It is ordered that Abraham S. Rudnick, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alvin L. Newmyer, It is ordered that Alfred L. Dorf, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Bernard O'Brien, Jr., It is ordered that Norman O. Tietjens, Esquire, of Napoleon, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis G. Caldwell, It is ordered that Howard W. Vesey, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis G. Caldwell, It is ordered that Reed T. Rollo, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick Steiwer, It is ordered that Donald C. Beelar, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wallace H. Walker, It is ordered that John B. Murphy, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Bernard O'Brien, Jr., It is ordered that William J. Dempsey, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold M. Stephens, It is ordered that Charles M. Wells, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that William C. Davis, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William E. Borah, It is ordered that Lionel G. Anderson, Esquire, of McLean, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly,

On motion first made to the Court in this behalf by Mr. C. C. Calhoun, It is ordered that Charles A. Calhoun, Esquire, of Birmingham, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. O. Stanley, It is ordered that Joseph Lanigan, Esquire, of Trenton, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Bernard O'Brien, Jr., It is ordered that Herbert Loewenthal, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur L. Quinn, It is ordered that Walter J. Ryan, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Cecil A. Wood, Esquire, of Fort Worth, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Edward P. Hodges, Esquire, of Columbia, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that James E. Murphy, Esquire, of New Haven, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Hall Sutter, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Raymond B. Buck, Esquire, of Fort Worth, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. Regis Noel, It is ordered that James R. Rooney, Esquire, of New Rochelle, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Bernard O'Brien, Jr., It is ordered that Francis X. Stephens, Jr., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Chauncey W. Reed, It is ordered that Robert Edward Higgins, Esquire, of Joliet, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Claiborne, It is ordered that J. M. Brown, Esquire, of St.Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Driver, It is ordered that A. P. Patton, Esquire, of Jonesboro, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Carl E. Mapes, It is ordered that Leo W. Hoffman, Esquire, of Allegan, State of Michigan, be admitted to practice as an Attorney and Counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Hardin Peterson, It is ordered that A. W. Drubaker, Esquire, of Tampa, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that W. C. Austin, Esquire, ofAltus, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Driver, It is ordered that Lawrence E. Tedrick, Esquire, of Poplar Bluff, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur L. Quinn, It is ordered that Hyman Korn, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Duncan U. Fletcher, It is ordered that Crockett Owen, Esquire, of St. Petersburg, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Bernard O'Brien, Jr., It is ordered that Orville H. Walburn, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Bernard O'Brien, Jr., It is ordered that Jay Wayne Ley, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph C. Fehr, It is ordered that Victor E. Cappa, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James A. Cobb, It is ordered that Alexander P. Tureaud, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David E. Hudson, It is ordered that Abraham S. Robinson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry Marselli, It is ordered that Robert Williamson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harvey L. Rabbitt, It is ordered that Arthur A. Low, Esquire, of Rochester, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Klevs, It is ordered that John Compton French, Esquire, of Deband, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Klevs, It is ordered that Samuel Herman, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard L. Baltimore, It is ordered that John Newton Griggs, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank H. Elmore, Jr., It is ordered that Russell C. MacFall, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank H. Elmore, Jr., It is ordered that Allen Robinson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Myron M. Cohen, It is ordered that Edward A. Ang, Esquire, of New Britain, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank H. Elmore, Jr., It is ordered that Carlile Bolton-Smith, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur F. Mullen, It is ordered that George McHenry Harrington, Esquire, of O'Neill, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nathan A. Dobbins, It is ordered that Robert P. Crawford, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John A. Selby, It is ordered that John R. Nicholson, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Henry Lewin, It is ordered that John S. K. Yost, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jerry A. Mathews, It is ordered that Harry J. Daly, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lunsford L. Hamner, It is ordered that Marc J. Grossman, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William R. Vallance, It is ordered that Rees H. Barkalow, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul A. Blair, It is ordered that Thomas W. Samuels, Esquire, of Decatur, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. C. Fulbright, It is ordered that Jno. H. Freeman, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Staley, It is ordered that William A. O'Connor, Esquire, of Mildred, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Cogger, It is ordered that Raphael Charles Allen, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph A. Cantrel, It is ordered that George N. Dale, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel W. McIntosh, It is ordered that George P. Cantrell, Esquire, of Bartlesville, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. Barrett Prettyman, It is ordered that Miss Grace Kanode, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul R. Russell, It is ordered that Keith Gordon Misegades, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. O. Stanley, It is ordered that Basil P. Cooper, Esquire, of Lebanon, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald Claude Dobbins, It is ordered that Gregory U. Harmon, Esquire, of Buffalo, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Isadore Hershfield, It is ordered that Dora Berres, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Duncan U. Fletcher, It is ordered that Nelson A. Potter, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. Barrett Prettyman, It is ordered that Edmund P. Cullinan, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Harold E. West, J. Frank Harper, and Steuart Purcell, Constituting the Public Service Commission of Maryland, Appellants,

648 vs.

Chesapeake and Potomac Telephone Company of Baltimore City.

Appeal from the District Court of the United States for the District of Maryland.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Maryland, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Justice Stone in which Mr. Justice Brandeis and Mr. Justice Cardozo join.

Baltimore & Carolina Line, Inc., Petitioner,

178 vs.

Donald Redman.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, modified as indicated in the opinion of this Court, and, as so modified, affirmed, costs to the petitioner.

And it is further ordered that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Van Devanter.

Harold L. Ickes, as Secretary of the Interior, Petitioner,
23 vs.
Virginia-Colorado Development Corporation.

On writ of certiorari to the United States Court of Appeals for the District of Columbia.

This cause came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals.

Per Mr. Chief Justice Hughes.

Emerson F. Minnie, Petitioner,
678 vs.
Port Huron Terminal Company and Fidelity and Casualty Company of New York.

On writ of certiorari to the Supreme Court of the State of Michigan.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Michigan, and was argued by counsel.

On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the sameis hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Elta Kenward,

Petitioner,

696 vs.

The "Admiral Peoples", Her Engines, Boilers, Apparel, etc., et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Oregon for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following orders of the Court:

E. E. Bass, William Austin, et al., Appellants,

976 vs.

The Mayor and Aldermen of the City of Milledgeville, et al.

The death of J. B. O'Quinn, a party appellee in this cause, and the appointment and qualification of L. N. Jordan as administrator of the estate of the said J. B. O'Quinn, having been suggested,

It is, on motion of counsel for the appellants, ordered by this Court that L. N. Jordan, as administrator, be substituted as one of the appellees in this case in lieu of the said J. B. O'Quinn, deceased.

Per Mr. Chief Justice Hughes.

E. E. Bass, William Austin, G. W. Barr, Agent, et al., Appellants,
976 vs.
The Mayor and Aldermen of the City of Milledgeville, et al.

Appeal from the Supreme Court of the State of Georgia.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Georgia, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the reason that the judgment sought herein to be reviewed is based upon a non-federal ground adequate to support it.

Per Mr. Chief Justice Hughes.

Hopkins Federal Savings and Loan Association, etc., et al., Appellants,
970 vs.
Peter A. Cleary, et al., Constituting the Banking Commission of the Banking Department of the State of Wisconsin.

Appeal from the Supreme Court of the State of Wisconsin.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Wisconsin, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Hopkins Federal Savings and Loan
Association, etc,, et al., Appellants,
970 vs. Appeal from the Supreme Court of the
Peter A. Cleary, et al., Constituting State of Wisconsin.
the Banking Commission of the Banking
Department of the State of Wisconsin.

Treating the appeal papers herein from the Supreme Court of the State of Wisconsin as an Application for a writ of certiorari;

On consideration whereof, it is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Reliance Building and Loan Association,
Appellant, Appeal from the Supreme Court of the
971 vs. State of Wisconsin.
Peter A. Cleary, et al., Constituting
the Banking Commission of the Banking
Department of the State of Wisconsin.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Wisconsin, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, it is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Reliance Building and Loan Association, Appellant,
971 vs. Appeal from the Supreme Court of the State of Wisconsin.
Peter A. Cleary, et al., Constituting the Banking Commission of the Banking Department of the State of Wisconsin.

Treating the appeal papers herein from the Supreme Court of the State of Wisconsin as an application for a writ of certiorari;

On consideration whereof, it is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Northern Building and Loan Association,

Appellant, Appeal from the Supreme Court of the

972 vs. State of Wisconsin.

Peter A. Cleary, et al., as the Banking Commission of the Banking Department of the State of Wisconsin, et al.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Wisconsin, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Northern Building and Loan Association,

Appellant, Appeal from the Supreme Court of the

972 vs. State of Wisconsin.

Peter A. Cleary, et al., as the Banking Commission of the Banking Department of the State of Wisconsin, et al.

Treating the appeal papers herein from the Supreme Court of the State of Wisconsin as an application for writ of certiorari;

On consideration whereof, it is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Order.

It is ordered:

1. Pursuant to Section 2 of the Act of June 19, 1934, c. 651, 48 Stat. 1064, the Court will undertake the preparation of a unified system of general rules or cases in equity and actions at law in the District Courts of the United States and in the Supreme Court of the District of Columbia, so as to secure one form of civil action and procedure for both classes of cases, while maintaining inviolate the right of trial by jury in accordance with the Seventh Amendment of the Constitution of the United States and without altering substantive rights.

2. To assist the Court in this undertaking, the Court appoints the following Advisory Committee to serve without compensation:

William D. Mitchell, of New York City, Chairman.

Scott M. Loftin, of Jacksonville, Florida, President of the American Bar Association.

George W. Wickersham, of New York City, President of the American Law Institute.

Wilbur H. Cherry, of Minneapolis, Minnesota, Professor of Law at the University of Minnesota.

Charles E. Clark, of New Haven, Connecticut, Dean of the Law School of Yale University.

Armistead M. Dobie, of University, Virginia, Dean of the Law School of the University of Virginia.

Robert G. Dodge, of Boston, Massachusetts.

George Donworth, of Seattle, Washington.

Joseph G. Gamble, of Des Moines, Iowa.

Monte M. Lemann, of New Orleans, Louisiana.

Edmund M. Morgan, of Cambridge, Massachusetts, Professor of Law, at Harvard University.

Warren Olney, Jr., of San Francisco, California.

Edson R. Sunderland, of Ann Arbor, Michigan, Professor of Law at the University of Michigan.

Edgar B. Tolman, of Chicago, Illinois.

Charles E. Clark, of New Haven, Connecticut, is appointed Reporter to the Advisory Committee.

3. It shall be the duty of the Advisory Committee, subject to the instructions of the Court, to prepare and submit to the Court a draft of a unified system of rules as above described.

4. During the recess of the Court the Chief Justice is authorized to fill any vacancy in the Advisory Committee which may occur through failure to accept appointment, resignation, or otherwise.

5. The Advisory Committee shall at all times be directly responsible to the Court. The Committee shall not incur expense or make any financial commitments except upon the approval of the Court as certified by the Chief Justice or upon his order during a recess of the Court.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

Order.

It is ordered that Rule 4 of the Rules of this Court be, and it is hereby, amended to read as follows:

"4. The Library.

1. The library for the bar shall be open to members of the bar of this court; to members of Congress and to law officers of the executive or other departments of the Government, but books may not be removed from the building.

2. The library shall be open during such times as the reasonable needs of the bar require and be governed by such regulations as the librarian, with the approval of the marshal, may make effective."

Per Mr. Chief Justice Hughes.

Order.

It is ordered that paragraph 5 of Rule 13 of the Rules of this Court be, and it is hereby, amended to read as follows:

"5. The clerk shall supervise the printing, and see that the printed copy is properly indexed. He shall distribute the printed copies to the justice and the reporter, from time to time, as required, and a copy to the counsel for the respective parties. He shall also deposit in the law library of Congress to be there carefully preserved, one copy of the printed record in every case submitted to the court for its consideration, and of all printed motions and briefs therein."

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Richard E. Marine, Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Decree entered in the words and figures following, viz:

SUPREME COURT OF THE UNITED STATES.

No. 11, Original.—October Term, 1934.

The State of New Jersey, Complainant,
vs.
The State of Delaware.

[June 3, 1935.]

DECREE.

This cause came on to be heard upon the pleadings, evidence and the exceptions filed by the parties to the report of the Special Master, and was argued by counsel. The Court now being fully advised in the premises and for the purpose of carrying into effect the conclusions set forth in the opinion of this Court, announced February 5, 1934 (*291 U. S. 361*);

It is now ORDERED, ADJUDGED and DECREED as follows:

1. The report of the Special Master filed in this cause is hereby approved, and all exceptions thereto are hereby overruled.

2. Within the twelve mile circle (that is, within the circle the radius of which is twelve miles, and the center of which is the building used prior to 1881 as the courthouse at New Castle, Delaware, certain arcs of which are hereafter described and determined), the Delaware River and the subaqueous soil thereof up to mean low water line on the easterly or New Jersey side is adjudged to belong to the State of Delaware, and the true boundary line between the States within said twelve mile circle is adjudged to be mean low water mark on the easterly or New Jersey side of the Delaware River.

3. Below said twelve mile circle the true boundary line between the States of New Jersey and Delaware is adjudged to be the middle of the main ship channel in Delaware River and Bay.

4. The real, certain and true boundary line separating the States of New Jersey and Delaware, in Delaware River and Bay thus determined is shown upon the annexed composite map, made

Decree entered in the words and figures, following, viz:

SUPREME COURT OF THE UNITED STATES.

No. 13, Original.—October Term, 1934.

The United States of America, Plaintiff,
vs.
The State of Oregon, Defendant.

[June 3, 1935.]

DECREE.

This cause came on to be heard by this Court upon the exceptions of the parties to the Report of the Special Master.

For the purpose of carrying into effect the conclusions of the Court as stated in its opinion, dated April 1, 1935, it is ordered, adjudged and decreed as follows:

1. At the time of the admission of the State of Oregon into the Union, February 14, 1859, the United States of America was the owner in fee, and entitled to the possession of 81,786 acres, more or less, of unsurveyed land lying within the meander line boundary, as more specifically described in paragraph 13 of this decree, and divided for the purposes of this case into five divisions, (1) Lake Malheur; (2) Narrows; (3) Mud Lake; (4) Sand Reef; and (5) Harney Lake, and of all the surrounding region for many miles.

2. No part of the 81,786 acres within the meander line boundary constituted navigable waters on February 14, 1859, and the title and interest in no part passed from the United States of America to the State of Oregon upon her admission into the Union.

3. The United States of America has never in terms conveyed or otherwise disposed of any part of the area lying within the meander line boundary except such disposition as may have resulted (as matter of law) from its patents, grants and listings of land bordering on the meander line boundary but not lying within it.

4. The State of Oregon is the owner of upland having a frontage of 159.67 chains along the meander line in subdivision B of the Narrows Division (between the bridge and Mud Lake Division). 70.52 chains of this frontage are on the north boundary and 89.15

up of parts of charts Nos. 294 and 295 (published in September, 1933), and No. 1218 (published in August, 1932), of the United States Coast and Geodetic Survey, embracing the particular locality; said composite map is identified by title and date as follows:

"Map of

New Jersey - Delaware Boundary

in

Delaware River and Delaware Bay

To Accompany

The Decree of the Supreme Court of the United States

Being a composite map combining and reducing U. S. C. & G. S. Charts 294, 295 (Sept. 1933) and 1218 (Aug. 1932) to show boundary between New Jersey and Delaware settled by the final decree of the Supreme Court of the United States —pursuant to the opinion of the Court reported in 291 U. S. 361.

(Seale)

March 30, 1935 Sherman & Sleeper,
Engineers.

501 Cooper Street,
Camden, N. J."

Said boundary line is described as follows:

BEGINNING at a point in the middle of the main ship channel of the Delaware River in the extension southeastward of the Eastern Arc of the Compound Curve of the boundary between Delaware and Pennsylvania, as surveyed by W. C. Hodgkins of the U. S. Coast and Geodetic Survey and set forth in Appendix No. 8 of the Survey Report for 1893; said point being a corner between Pennsylvania and New Jersey.

Thence (1) southeastward along said arc extended to the mean low water line on the eastern bank of the Delaware River, which point is N 49° 50′ W True, 460 feet from Boundary Reference Monument No. 1 the position of which is Lat. 39° 47′ 43.211″, Long. 75° 24′ 16.047″.

Thence (2) along the mean low water line of the eastern bank of the Delaware River the several courses and distances thereof, the general direction being southwestward, crossing in a straight line the mouth of each intervening small estuary, to a point on the end of the spit extending southwestward from the fast land of Oldman's Neck, on the northwestern side of the mouth of Oldman's Creek; said point is located N 51° 38′ W True, 637 feet from Boundary Reference Monument No. 2 the position of which is Lat. 39° 46′ 23.552″, Long. 75° 26′ 49.560″.

Thence (3) southwestward in a straight line across the mouth of Oldman's Creek to a point on the mean low water line located N 51° 38′ W True, 183 feet from Boundary Reference Monument No. 2.

Thence (4) along the mean low water line of the eastern bank of the Delaware River, the several courses and distances thereof, the general direction being first southwestward, then southeastward, crossing in a straight line the mouth of each intervening small estuary, to a point located S 3° 57′ 55″ E True, 116 feet from Boundary Reference Monument No. 3 (which monument is U. S. Coast and Geodetic Survey Triangulation Station SALEM COVE NORTH) the position of which is Lat. 39° 34′ 40.915″, Long. 75° 30′ 46.942″.

Thence (5) southward in a straight line across the mouth of the Salem River to a point on the mean low water line of the Eastern bank of the Delaware River located N 3° 57′ 58″ W True, 108 feet from Boundary Reference Monument No. 4 (which monument is U. S. Coast and Geodetic Survey Triangulation Station SALEM COVE SOUTH) the position of which is Lat. 39° 34′ 03.753″, Long. 75° 30′ 48.614″.

Thence (6) along the mean low water line of the eastern bank of the Delaware River, the several courses and distances thereof, the general direction being first, southwestward, second, southeastward and lastly, southward, crossing in a straight line the mouth of each intervening small estuary, to a point located S 80° 19′ W True, 55 feet from Boundary Reference Monument No. 5 the position of which is Lat. 39° 29′ 52.718″, Long. 75° 31′ 41.565″.

Thence (7) westward along the arc of a circle, the radius of which is 18216.16 meters or 59,764.2 feet and the center of which is

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chains on the south boundary. The frontage of the State of Oregon on subdivision B of the Narrows Division constitutes 86.95% of the total frontage of 193.86 chains in that subdivision. The State of Oregon is the owner in fee simple absolute of the bed of subdivision B of the Narrows Division extending to the center line thereof and lying opposite and adjacent to her upland frontage (including stable lands, if any, lying within this area), subject to any rights with respect to ditches and canals retained by the United States by its patents of the upland, and subject to any easement for the flowage of water through the Narrows from the Malheur Division to the Mud Lake Division.

5. The United States of America has no right, title, or interest in the area known as the "Narrows Division" (R. S. § 2476), except the rights with respect to ditches and canals, if any, retained by its patents of adjacent uplands, and any easement for the flowage of water from the Malheur Division to the Mud Lake Division through the Narrows Division.

6. The United States of America is forever enjoined from asserting any estate, right, title, or interest in or against the estates, rights, titles, and interests owned and held by the State of Oregon in the Narrows Division, as determined in paragraph 4 of this decree.

7. The State of Oregon is the owner of upland having a frontage of 72.31 chains along the meander line in Mud Lake Division, which constitutes 8.96% of the total frontage of 806.94 chains on that division. In accordance with the findings of the Special Master, to which no exception is taken, it is decreed that the State of Oregon is the owner of a ratable portion of the bed of Mud Lake Division to the extent of 8.96% of said bed (as 72.31 chains bears to 806.94 chains), allowing for equitable considerations which may affect this ratio, subject to any rights with respect to ditches and canals retained by the United States by its patents of the uplands on Mud Lake Division, and subject to any easement for the flowage of water from the Narrows Division to the Sand Reef Division.

8. The United States of America is forever enjoined from asserting any estate, right, title, or interest in or against the estates, rights, titles, and interests owned and held by the State of Oregon in the Mud Lake Division, as determined in paragraph 7 of this decree.

9. The surveys, as school lands, of Lots 1, 2, 3, Sec. 36, T. 26 S., R. 30 E. (north of Lake Malheur), in the Sand Reef Division; Lot 4 of this Sec. 36 and Lots 1, 2, 3, and 4 of Sec. 36, T. 27 S., R. 29½ E. in the Harney Lake Division, were approved subsequent to the establishment of the Lake Malheur Reservation by Executive Order No. 929, dated August 18, 1908, which appropriated these lots as a part of the Reservation, and no title or interest in them passed to the State of Oregon. Section 36, T. 26 S., R. 29 E., lying on the meander line boundary of Harney Lake, was surveyed as school lands, and the survey approved, prior to the establishment of the Lake Malheur Reservation. The State of Oregon claimed and received lieu lands elsewhere for a deficiency in this section, equivalent to the part thereof which lay within the meander line boundary, and it has no interest in the area within the meander line as an incident to its ownership of these uplands.

10. The State of Oregon has no right, title, or interest in or to any part of the area within the meander line boundary, including all stable lands above the water surface elevation of 4,093 feet above sea level, except as determined in paragraphs 4 and 7 of this decree.

11. Except as determined in paragraphs 4 and 7 of this decree, the United States of America is the owner in fee simple absolute, and entitled to the possession, of all the area within the meander line boundary, but not including such parts, if any, as may have been, as matter of law, transferred by the United States of America by reason of and as an incident to patents of uplands bordering on the meander line boundary. As neither the patentees nor their successors in interest (except insofar as the State of Oregon is a successor in interest of some of the patentees) are parties to this suit, no determination is now made in respect of the rights, titles, and interests, if any, acquired by the patentees in the areas within the meander line boundary.

12. The State of Oregon is forever enjoined from asserting any estate, right, title, or interest in or to any of the area within the meander line boundary, except the estates, rights, titles, and interests determined in paragraphs 5 and 8 of this decree not to be owned by the United States.

13. The area within the meander line boundary comprises 81,786 acres, more or less, of unsurveyed lands in Harney County, Oregon, divided into five Divisions, shown in Appendix 2 of the

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decree entered in the books and
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the building used prior to 1881 as the County Courthouse at New Castle, Delaware, across Artificial Island, passing through Boundary Monument No. 6 on Artificial Island the position of which is Lat. 39° 29′ 47.255″, Long. 75° 32′ 33.640″; and continuing westward along the same are extended to Turning Point No. 7 in the middle of the main ship channel of the Delaware River said Turning Point No. 7 being located S 86° 30′ W True, 1567 yards from said Boundary Monument No. 6.

Thence (8) in a straight line S 15° 11′ W True, 1603 yards to Turning Point No. 8 located N 89° 07′ E True, 997 yards from Reedy Island Jetty Middle Light.

Thence (9) in a straight line S 4° 56′ E True, 3341 yards to Turning Point No. 9 located N 51° 33′ E True, 1937 yards from Reedy Island Front Range Light.

Thence (10) in a straight line S 42° 01′ E True, 30,208 yards going from the Delaware River into Delaware Bay, and passing through a point located S 48° 06′ W True, 668 yards from Ship John Shoal Light, to Turning Point No. 10 located S 34° 24′ E True, 5106 yards from Ship John Shoal Light and in a straight line between Ship John Shoal Light and Elbow of Cross Ledge Light.

Thence (11) in a straight line S 34° 22′ E True, 12,995 yards to Elbow of Cross Ledge Light, being Turning Point No. 11.

Thence (12) in a straight line S 31° 44′ E True, along a straight line between Elbow of Cross Ledge Light and Brandywine Shoal Light, 18,124 yards to Turning Point No. 12 located N 58° 16′ E True, 1612 yards from Fourteen Foot Bank Light.

Thence (13) in a straight line S 21° 06′ E True, be the distance more or less, through Delaware Bay and seaward to the limits of the respective States of New Jersey and Delaware in the Atlantic Ocean, said course passing through a point located S 65° 54′ W True, 1303 yards from Brandywine Shoal Light.

In the foregoing description the courses or bearings refer to the true meridian passing through the beginning of each course; the positions of the monuments are given on the North American Datum 1927; the names of lights and ranges are those given in the Light Lists, Atlantic and Gulf Coasts of the United States, corrected to January 15, 1934, and published by the Bureau of Lighthouses, with the exception of Reedy Island Jetty Middle Light which was not established until about July 12, 1934; the position of the lights in 1934 is used in computing the turning points of the various courses of the boundary and as reference points for these turning points and tie lines to the courses.

5. The court retains jurisdiction of this cause for the purpose of any order or direction, or modification of this decree, or any supplemental decree, which it may at any time deem to be proper in order to carry into effect any of the provisions of this decree, and for the purpose of a resurvey of said boundary line in case of physical changes in the mean low water line within said circle, or in the middle of the main ship channel below said circle, which may, under established rules of law, alter the location of such boundary line.

6. The State of Delaware, its officers, agents and representatives, its citizens and all other persons, are perpetually enjoined from disputing the sovereignty, jurisdiction and dominion of the State of New Jersey over the territory adjudged to the State of New Jersey by this decree; and the State of New Jersey, its officers, agents and representatives, its citizens and all other persons are perpetually enjoined from disputing the sovereignty, jurisdiction and dominion of the State of Delaware over the territory adjudged to the State of Delaware by this decree.

7. This decree is made without prejudice to the rights of either state, or the rights of those claiming under either of said states, by virtue of the compact of 1905 between said states (*34 Stat. L. Pt. 1, Ch. 394, p. 858*).

8. The costs of this suit shall be equally divided between the parties.

Special Master's Report, Volume 2, pages 7 to 25, inclusive, and here described by metes and bounds as follows:

Lake Malheur Division (47,670.40 acres, more or less):

Begin at a point on the Neal Survey line of October, 1895, N. 88° W. 54.00 chs. from the NE. corner of Lot 9, Sec. 25, T. 26 S., R. 30 E., W. M. (South of Malheur Lake); thence approximately N. 42° W. 32.50 chs. across unsurveyed lands to the most easterly corner of Lot 1, Sec. 25, T. 26 S., R. 31 E., North of Malheur Lake; thence, in T. 26 S., R. 31 E. (North of Malheur Lake), N. 80°15′ W. 16.32 chs.; N. 65°30′ W. 7.00 chs.; N. 88°15′ W. 9.17 chs.; N. 5° W. 15.00 chs.; N. 00° 20.00 chs.; N. 9° E. 12.00 chs.; N. 73° E. 15.50 chs.; N. 47°30′ E. 7.00 chs.; N. 14°30′ E. 11.00 chs.; N. 11°30′ E. 7.00 chs.; N. 65°30′ W. 4.00 chs.; S. 49°30′ W. 7.54 chs.; N. 63° W. 4.00 chs.; N. 55°30′ W. 5.00 chs.; N. 33° E. 6.65 chs.; N. 23° W. 3.00 chs.; N. 39° E. 9.00 chs.; N. 76° W. 3.00 chs.; N. 00° 4.00 chs.; N. 48°45′ E. 2.76 chs.; N. 41° E. 7.50 chs.; N. 62°30′ E. 6.00 chs.; N. 80° E. 6.00 chs.; S. 14° E. 11.00 chs.; S. 82°30′ W. 9.00 chs.; S. 72° E. 9.50 chs.; N. 55° E. 3.50 chs.; E. 00° 4.50 chs.; S. 25° E. 3.50 chs.; S. 32°30′ W. 11.95 chs.; S. 28° W. 5.00 chs.; S. 82°30′ E. 6.00 chs.; N. 53°30′ E. 8.73 chs.; N. 37° E. 6.50 chs.; E. 00° 5.00 chs.; N. 28° E. 7.00 chs.; N. 9° W. 5.50 chs.; N. 65°30′ W. 5.50 chs.; N. 29° E. 3.00 chs.; N. 61°30′ E. 4.00 chs.; N. 71° E. 4.50 chs.; S. 67° E. 4.50 chs.; N. 24° E. 3.50 chs.; S. 42° E. 1.70 chs.; N. 73° E. 4.00 chs.; S. 48° E. 5.00 chs.; S. 9° E. 4.00 chs.; N. 82°30′ E. 4.00 chs.; S. 3° E. 13.00 chs.; N. 44° E. 5.50 chs.; N. 22° E. 7.00 chs.; N. 47°30′ W. 9.00 chs.; N. 00° 5.00 chs.; N. 82°30 E. 7.00 chs.; S. 78° E. 4.00 chs.; N. 84° E 2.21 chs.;

Thence, in T. 26 S. R. 32 E. (North of Malheur Lake) N. 41° E. 5.50 chs.; S. 61° E. 8.00 chs.; S. 27° E. 9.00 chs.; N. 65°30′ E. 3.50 chs.; S. 63°30′ E 4.00 chs.; N. 00° 7.00 chs.; N. 50° W. 5.00 chs.; N. 00° 3.00 chs.; S. 65° E. 6.00 chs.; N. 54° E. 3.50 chs.; S. 75°30′ E. 5.00 chs.; N. 85° E. 4.00 chs.; N. 60° E. 5.00 chs.; N. 2°30′ W. 8.00 chs.; N. 87° E. 3.00 chs.; S. 59° E. 5.50 chs.; N. 52° E. 4.00 chs.; S. 32° E. 5.00 chs.; N. 69° E. 5.00 chs.; N. 32° E. 4.50 chs.; S. 50° E. 6.00 chs.; N. 51° E. 3.50 chs.; N. 58° E. 5.50 chs.; N. 80° E. 6.00 chs.; S. 60°15′ E. 3.20 chs.; N. 8°30′ E. 2.00 chs.; N. 45°30′ E. 3.00 chs.; S. 64°30′ E. 2.50 chs.; N. 44° E. 5.00 chs.; S. 81° E. 2.50 chs.; S 27°30′ E. 3.50 chs.; S. 67° E. 3.00 chs.; N. 30°30′ E. 5.00 chs.; N. 18°30′ E. 3.00 chs.; N. 77° W. 6.00 chs.; N. 48°30′ E. 7.00 chs.; S. 88° E. 8.50 chs.; S. 46° E. 8.00 chs.; N. 13° W. 4.50 chs.; N 34°30′ W. 4.00 chs.; N. 46° E. 23.00 chs.; N. 13°30′ W. 1.80 chs.; N. 24°30′ E. 2.00 chs.; S. 88° E. 7.00 chs.; N. 35° W. 14.00 chs.; N. 7°30′ W. 3.00 chs.; N. 62° E. 7.00 chs.; S. 60° E. 8.50 chs.; N. 70°30′ E. 10.00 chs.; N. 84°30′ E. 6.00 chs.; N. 33°30′ E. 9.00 chs.; N. 23° W. 8.00 chs.; N. 23° E. 8.00 chs.; N. 35°30′ W. 8.00 chs.; N. 23° E. 6.00 chs.; S. 69°45′ E. 4.92 chs.;

N. 33° E. 10.00 chs.; N. 83° E. 12.00 chs.; S. 53° E. 8.00 chs.; N. 28°30′ E. 7.00 chs.; N. 43°30′ W. 6.00 chs.; N. 33°30′ E. 2.00 chs.; S. 82°30′ E. 4.00 chs.; N. 69° E. 11.00 chs.; N. 20°30′ W. 4.50 chs.; N. 56°30′ W. 6.04 chs.; N. 31°30′ W 7.50 chs; N 5°30′ E 12.00 chs.; N. 32°30′ E. 16.00 chs.; S. 59°30′ E. 12.00 chs.; S. 16° W. 9.00 chs.; S. 3°30′ E. 9.00 chs.; S. 26°15′ E. 7.90 chs.; S. 00° 9.00 chs.; S. 9°30′ W. 7.00 chs.; S. 81°30′ E. 13.00 chs; N. 22° E. 7.00 chs.; N. 5° E. 4.00 chs.; N. 18° E. 7.82 chs.; N. 4°30′ E. 4.80 chs.; N. 89° E. 14.07 chs.; N. 48°30′ E. 11.00 chs.; S. 36° E. 9.00 chs.; S. 21°30′ W. 5.95 chs.; S. 17° W. 31.00 chs.; N. 43°30′ E. 9.00 chs.; N. 51°30′ E. 6.50 chs.; S. 37° E. 6.00 chs.; N. 37°30′ E. 6.00 chs.; N. 52° E. 14.00 chs.; N. 55°30′ W. 18.90 chs.; N 33° E. 3.00 chs.; N. 61°30′ E. 6.00 chs.; S 37° E. 3.00 chs.; N. 39°30′ E. 10.00 chs.; S. 23°30′ E. 11.00 chs.; N. 47° E. 7.00 chs.; S. 52°30′ E 8.00 chs.; N. 89° E. 4.16 chs.; N. 35° E. 21.00 chs.; N. 47°30′ W. 27.00 chs.; N. 26° W. 16.00 chs.; N. 45° E. 15.00 chs.; S. 20°30′ E. 9.00 chs.; S. 69° E. 6.00 chs.; S. 9° E. 14.00 chs.; N. 88° E. 14.00 chs.; N. 62° E. 4.00 chs.; N. 42°30′ W. 10.00 chs.; N. 31°30′ E. 6.00 chs.; S. 56° E. 9.30 chs.; N. 43° E. 9.00 chs.; S. 37° E. 10.00 chs.; S. 81°30′ E. 23.00 chs.; N 84°30′ E. 5.00 chs.; N. 7° E. 11.00 chs.; N. 55° E. 13.00 chs.; N. 67°30′ E. 10.00 chs.; S. 24°30′ E. 3.50 chs.; S. 67°30′ E. 10.50 chs.; S. 43°30′ E. 8.00 chs.; S 2°30′ W. 10.00 chs.; S. 45° W. 6.50 chs.; N. 42°30′ W. 9.00 chs.; S. 75°30′ W. 3.50 chs; S. 00° 3.00 chs.; S. 39° E. 12.00 chs.; S. 17°30′ W. 8.00 chs.; S. 73°30′ E. 11.66 chs.; N. 26°30′ E. 13.00 chs.; N. 32° W. 8.00 chs.; N. 19° E. 16.00 chs.; N. 55°30′ W. 8.00 chs.; N. 22°30′ E. 23.00 chs.; N. 76°30′ E. 6.43 chs.;

Thence, in T. 25 S., R. 32 E. (North of Malheur Lake) N. 70° E. 6.00 chs.; N. 25° E. 13.00 chs.; N. 56° E. 15.00 chs.; N. 36° E. 17.00 chs.; N. 53° E. 27.70 chs.;

Thence, in T. 25 S., R. 32½ E., N. 80° E. 39.00 chs.; N. 45° E. 15.00 chs.; N. 44° W. 4.00 chs.; N. 48° W. 8.50 chs.; N. 28°30′ E. 12.00 chs.; N. 20° W. 5.00 chs.; N. 14° E. 5.00 chs.; N. 58° E. 8.00 chs.; N. 80° E. 5.00 chs.; N. 19° W. 10.00 chs.; N. 18°15′ E. 19.70 chs.; N. 50° E. 20.00 chs.; N. 68° E. 37.50 chs.; N. 50°15′ E. 39.10 chs.; S. 49°30′ E. 15.00 chs.; East 30.00 chs.; S. 48° E. 21.80 chs.; S. 60° E. 21.00 chs.; N. 23°30′ E. 11.50 chs.; S. 62°45′ E. 12.82 chs.; S. 12°30′ E. 31.00 chs.; S. 86°30′ E. 23.00 chs.; S. 63° E. 8.00 chs.; N. 20°30′ W. 24.00 chs.; N. 20° W. 4.00 chs.; N. 88° E. 9.00 chs.; N. 28° E. 12.00 chs.; N. 62°30′ E. 9.00 chs.; North 8.00 chs.; N. 65° W. 14.00 chs.; N. 40° E. 13.00 chs.; N. 45° E. 9.00 chs.; N. 71°30′ E. 18.00 chs.; N. 40° E. 12.00 chs.; S. 80° E. 20.00 chs.; S. 43° E. 20.00 chs.; S. 45°45′ E. 20.00 chs.; S. 29°45′ E. 15.00 chs.; S. 30° W. 36.00 chs.; N. 70° E. 12.00 chs.; N. 30° E. 20.00 chs.; N. 56° E. 17.20 chs.; S. 80° E. 30.00 chs.; S. 60° E. 20.00 chs.; S. 31° E. 34.00 chs.; N. 21° E. 9.00 chs.; S. 84° E. 12.70 chs;

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Thence, in T 25 S., R. 33 E., N. 35°45' E. 19.66 chs.; N. 56° E. 56.00 chs.; N. 24°30' E. 12.00 chs.; N. 83° E. 8.00 chs.; East 9.00 chs.; S. 42° E. 11.00 chs.; S. 56° E. 20.00 chs.; S. 24° E. 27.00 chs.; S. 25° E. 21.00 chs.; S. 15° E. 18.00 chs.; S. 89°30' E. 14.00 chs.; N. 12° E. 15.00 chs.; N. 3° W. 10.00 chs.; N. 73°15' E. 18.32 chs.; S. 35° E. 23.00 chs.; S. 23° E. 11.00 chs.; S. 9°30' E. 34.00 chs.; S. 1°30' E. 14.00 chs.; S. 14° E. 9.57 chs.; S. 41° E. 6.00 chs.; S. 72°30' E. 6.00 chs.; N. 89°30' E. 39.39 chs.; S. 26° E. 55.00 chs.; S. 12° E. 36.20 chs.;

Thence, in T 26 S., R. 33 E., S. 15° E. 50.00 chs.; S. 3° E. 29.90 chs.; S. 9°15' E. 29.90 chs.; S. 10° W. 15.00 chs.; S. 59° W. 12.00 chs.; N. 50° W. 10.00 chs.; N. 73°30' W. 21.80 chs.; N. 75° W. 25.00 chs.; S. 58° W. 26.00 chs.; West 15.00 chs.; N. 78°15' W. 21.30 chs.; N. 75° W. 12.00 chs.; S. 5° W. 14.00 chs.; N. 70° W. 25.00 chs.; S. 56° W. 20.00 chs.; S. 72° W. 30.00 chs.; N. 56° W. 30.00 chs.; N. 67° W. 58.00 chs.

Thence, in T 26 S., R. 32 E. (South of Malheur Lake), S. 65° W. 17.00 chs. S. 20° W. 10.00 chs.; S. 75° W. 40.00 chs.; S. 60° W. 26.00 chs.; S. 50°15' W. 62.40 chs.; S. 56° W. 10.00 chs.; S. 77° W. 25.00 chs.; S. 60° W. 20.00 chs.; S. 21°15' W. 62.20 chs.; S. 12° W. 40.00 chs.; S. 35° W. 20.00 chs.; N. 82°30' W. 20.50 chs.; N. 80° W. 12.00 chs.; S. 50° W. 20.00 chs.; S. 74° W. 31.00 chs.; S. 38°30' W. 9.85 chs.; S. 47°30' W. 5.00 chs.; S. 21°30' W. 11.00 chs.; South 12.00 chs.; S. 26° E. 11.00 chs.; S. 19°30' E. 14.00 chs.; S. 18°30' W. 14.00 chs.; S. 18° E. 6.00 chs.; S. 45°30' W. 17.85 chs.;

Thence, in T. 27 S., R. 32 E., S. 6° W. 8.00 chs.; S. 51° W. 3.50 chs.; West 10.00 chs.; S. 75° W. 20.00 chs.; N. 47° W. 22.80 chs.;

Thence, in T. 26 S., R. 32 E. (South of Malheur Lake), N. 30° W. 40.00 chs.; N. 68°30' W. 15.00 chs.; N. 75° W. 40.00 chs.; S. 85°30' W. 36.25 chs.;

Thence, in T. 26 S., R. 31 E (South of Malheur Lake), S. 86° W. 30.00 chs.; N. 29°30' W. 39.90 chs.; N. 8° E. 13.00 chs.; N. 22° E. 23.00 chs.; N. 48°45' W. 7.80 chs.; N. 31°30' W. 10.00 chs.; S. 61°30' W. 7.00 chs.; N. 69° W. 12.00 chs.; S. 16° W. 27.00 chs.; S. 66° W. 5.90 chs.; West 30.00 chs.; N. 74° W. 32.20 chs.; S. 75° W. 11.00 chs.; S. 40° W. 22.00 chs.; West 12.00 chs.; S. 71° W. 45.80 chs.; N. 45° W. 70.00 chs.; N. 89° W. 30.20 chs.; N. 66° W. 34.00 chs.; West 23.00 chs.; N. 42° W. 5.00 chs.; N. 71°30' W. 23.00 chs.; S. 87° W. 9.00 chs.; S 55°30' W. 16.00 chs.; N. 77° W. 18.00 chs.; S. 83°30' W. 31.00 chs.; N. 79°30' W. 7.88 chs.;

Thence, in T. 26 S., R. 30 E. (South of Malheur Lake), N. 88° W. 54.00 chs.; to the place of beginning;

Narrows Division (295.60 acres, more or less):

Begin at a point on the Neal Survey line of 1895 on the most Northwesterly corner of Lot 11, Sec. 25, T. 26 S., R. 30 E. Willamette Meridian; South of Malheur Lake;

Thence, in T. 26 S., R. 30 E. (South of Malheur Lake) S. 49°30' W. 13.00 chs.; S. 65°15' W. 18.05 chs.; S. 57° W. 13.00 chs.; S. 45° W. 19.00 chs.; S. 56° W. 7.00 chs.; S. 60°30' W. 10.00 chs.; S. 39° W. 5.98 chs.; S. 27° W. 11.00 chs.; S. 64°30' W. 8.50 chs.; N. 88° W. 13.00 chs.; S. 76° W. 5.00 chs.; N. 84° W. 8.45 chs.; S. 21° W. 4.70 chs.; S. 84°30' W. 10.00 chs.; N. 84°30' W. 14.00 chs.; N. 49° W. 8.00 chs.; West 4.00 chs.; to the most northwesterly corner of Lot 2, Sec. 27; T. 26 S., R. 30 E. (South of Malheur Lake);

Thence, N. 27° W. 31.40 chs. across unsurveyed land to the meander corner at the most southwesterly corner on the west boundary of Lot 2, Sec. 27, T. 26 S., R. 31 E. (North of Malheur Lake);

Thence, in T. 26 S., R. 31 E (North of Malheur Lake) S. 72°30' E. 8.00 chs.; S. 41° E. 11.00 chs.; S. 77° E. 5.00 chs.; North 5.00 chs.; S. 35°30' E. 11.00 chs.; S. 76° E. 11.00 chs.; East 4.00 chs.; S. 57° E. 5.00 chs.; S. 81° E. 18.00 chs.; S. 82° E. 9.00 chs.; N. 65° E. 4.00 chs.; N. 40° E. 6.80 chs.; N. 22° E. 6.00 chs.; N. 36°30' E. 6.00 chs.; N. 63°30' E. 6.50 chs.; N. 39° E. 5.00 chs.; N. 63° W. 4.00 chs.; N. 72° W. 4.00 chs.; North 3.00 chs.; N. 37°30' E. 8.00 chs.; North 4.00 chs.; N. 51° E. 5.00 chs.; N. 26° E. 7.00 chs.; N. 63° E. 13.00 chs.; N. 42°30' E. 9.07 chs.; N. 62° E. 14.00 chs.; N. 27°30' E. 8.00 chs.; North 4.00 chs.; to the most easterly corner of Lot 1, Sec. 25, T. 26 S., R. 31 E (North of Malheur Lake);

Thence, S. 42° E. 32.50 chs. across unsurveyed land to the meander corner at the most northwesterly corner of Lot 11, Sec. 25, T. 26 S., R. 30 E. (South of Malheur Lake); the place of beginning.

Mud Lake Division (1,460.60 acres, more or less):

Begin at the meander corner at the most northwesterly corner of Lot 2, Sec. 27, T. 26 S., R. 30 E. (South of Malheur Lake);

Thence in T. 26 S., R. 30 E. (South of Malheur Lake) S. 9° E. 8.00 chs.; S. 26°30' W. 8.18 chs.; S. 61°30' W. 8.25 chs.; N. 45° W. 10.00 chs.; S. 28° W. 5.00 chs.; S. 7°30' W. 20.00 chs.; S. 26° W. 15.00 chs.; S. 32° W. 12.00 chs.; S. 56° W. 11.00 chs.; S. 65° W. 16.80 chs.; S. 59° W. 20.00 chs.; N. 65°30' W. 3.00 chs.; N. 88° W. 22.00 chs.; N. 64°30' W. 12.00 chs.; N. 41°30' E. 24.00 chs.; N. 50°30' W. 6.00 chs.; N 89° W. 13.00 chs.; N. 45° W. 6.00 chs.; N. 19°15' W. 13.78 chs.; N. 35°30' E. 8.00 chs.; N. 67° E. 10.00 chs.; N. 26° E. 6.00 chs.; N 48° E. 8.00 chs.; N. 10° W. 8.00 chs.; N. 64°30' W. 6.75 chs.; S. 54°30' W. 5.00 chs.; S. 18°15' W. 8.29 chs.; S. 57°30' W. 4.00 chs.; S. 55° W. 16.00 chs.; S. 75° W. 10.00 chs.; S. 11° W. 8.00 chs.; S 15° E. 17.00 chs.; S. 3° W. 26.00 chs.; West 18.00 chs.; N. 13° W. 40.00 chs.; N. 45°30' W. 5.00 chs.; S. 46° W. 10.00 chs.; S. 17°30' E. 22.00 chs.; S. 46° W. 13.00 chs.; S. 14°30' W. 14.00 chs.; to the meander corner at the southwest corner of Lot 5, Sec. 32, T. 26 S., R. 30 E. (South of Malheur Lake);

— Original.

Thence, N. 32°30′ W. 58.70 chs. across unsurveyed land to the meander corner at the most southwesterly corner of Lot 4, Sec. 32, T. 26 S., R. 31 E. (North of Malheur Lake);

Thence, S. 65° E. 13.00 chs.; East 6.50 chs.; N. 68°30′ E. 3.00 chs.; N. 9° E. 7.50 chs.; N. 66° E. 26.00 chs.; N. 45°30′ E. 8.00 chs.; N. 61°30′ E. 9.00 chs.; S. 42° E. 9.00 chs.; N. 81° E. 4.00 chs.; N. 24°30′ E. 11.00 chs.; S. 87° E. 3.00 chs.; S. 69°30′ E. 4.14 chs.; S. 66° E. 5.00 chs.; N. 55° E. 7.00 chs.; S. 82°30′ E. 3.60 chs.; N. 21°30′ E. 5.00 chs.; N. 37° W. 12.00 chs.; S. 85°15′ W. 8.36 chs.; North 12.00 chs.; N. 34°30′ E. 10.00 chs.; N. 83° E. 10.00 chs.; N. 53° E. 10.00 chs.; N. 26° E. 10.00 chs.; N. 57° E. 14.00 chs.; N. 61° E. 10.00 chs.; N. 36° E. 12.00 chs.; S. 75°30′ E. 14.00 chs.; S. 84° E. 9.00 chs.; S. 38° E. 3.62 chs.; S. 62°30′ E. 11.00 chs.; S. 72°30′ E. 9.00 chs.; S. 69° E. 20.00 chs.; S. 42°30′ E. 4.00 chs.; to the meander corner at the most southwesterly point on the west boundary of Lot 2, Sec. 27, T. 26 S., R. 31 E. (North of Malheur Lake);

Thence, S. 27° E. 31.40 chs. to the meander corner at the most northwesterly corner of Lot 2, Sec. 27, T. 26 S., R. 30 E. (South of Malheur Lake); the place of beginning.

Sand Reef Division (2,792.80 acres, more or less):

Begin at the meander corner at the southwesterly corner of Lot 5, Sec. 32, T. 26 S., R. 30 E. (South of Malheur Lake);

Thence, in T. 27 S., R. 30 E. (South of Malheur Lake), S. 68° E. 16.95 chs.; S. 20° E. 11.00 chs.; S. 36° E. 13.00 chs.; S. 41° E. 17.00 chs.; N. 66° E. 30.00 chs.; S. 51° E. 21.29 chs.; S. 15°30′ E. 17.00 chs.; S. 28° W. 26.00 chs.; S. 49°15′ W. 12.13 chs.; S. 49°15′ W. 36.65 chs.; S. 26° W. 21.00 chs.; S. 30°30′ E. 19.00 chs.; S. 8° E. 13.00 chs.; S. 9°15′ E. 45.20 chs.; S. 10° W. 18.00 chs.; S. 21° W. 13.00 chs.; N. 80° W. 21.00 chs.; N. 53° W. 21.00 chs.; N. 43° W. 25.00 chs.; N. 88°45′ W. 27.35 chs.; to the meander corner at the northwestly corner of Lot 2, Sec. 18, T. 27 S., R. 30 E. (South of Malheur Lake);

Thence, in a northwesterly direction across unsurveyed land along the west base of The Sand Reef, on the 4,095 ft. contour line, a distance of approximately 303.75 chs. to the southwest corner of Lot 3, Sec. 36, T. 26 S., R. 30 E. (North of Harney Lake);

Thence, in T. 26 S., R. 30 E. (North of Malheur Lake) S. 89° E. 61.18 chs.; thence, in T. 26 S., R. 31 E. (North of Malheur Lake), north 52°30′ E. 8.00 chs.; south 78° E. 4.00 chs.; N. 68° E. 16.00 chs.; S. 44°30′ E. 6.50 chs.; S. 26° E. 6.00 chs.; S. 3° E. 10.00 chs.; S. 34°30′ E. 12.00 chs.; S. 48°30′ E. 8.50 chs.; East 4.00 chs.; N. 50° E. 17.00 chs.; N. 30° E. 14.00 chs.; N. 82° E. 9.21 chs.; to the southwest corner of Lot 4, Sec. 32, T. 26 S., R. 31 E. (North of Malheur Lake);

Thence across unsurveyed land S. 32°30′ E. 58.70 chs.; to the meander corner at the southwest corner of Lot 5, Sec. 32, T. 26 S., R. 30 E. (South of Malheur Lake); the place of beginning.

Harney Lake Division (29,562.00 acres, more or less):

Begin at the northwesterly corner of Lot 2, Sec. 18, T. 27 S., R. 30 E. (South of Malheur Lake);

Thence, in T. 27 S., R. 30 E. (South of Malheur Lake), S. 11° W. 41.40 chs.; S. 12° W. 20.22 chs.; West 3.00 chs.; S. 23°15′ W. 67.00 chs.; S. 22°30′ W. 26.00 chs.; thence, in T. 27 S., R. 29½ E., S. 25°30′ W. 21.00 chs.; S. 28° W. 9.00 chs.; S. 63°30′ W. 3.40 chs.; S. 2°30′ E. 12.00 chs.; S. 10°30′ W. 10.90 chs.; S. 28° W. 12.30 chs.; S. 30°30′ W. 22.00 chs.; S. 34°30′ W. 25.00 chs.; S. 37° W. 12.00 chs.; S. 22° E. 21.00 chs.; thence in T. 28 S., R. 29½ E., S. 9°30′ E. 11.00 chs.; S. 12°30′ W. 9.00 chs.; S. 45° W. 11.00 chs.; S. 82°30′ W. 10.00 chs.; N. 74° W. 10.00 chs.; S. 79° W. 6.20 chs.; S. 79° W. 1.80 chs.; N. 36°30′ W. 8.60 chs.; N. 29°30′ W. 9.00 chs.; S. 84° E. 6.00 chs.; N. 45°30′ W. 6.00 chs.; N. 7°30′ W. 9.30 chs.; thence, in T. 27 S., R. 29½ E., N. 26°30′ W. 6.60 chs.; N. 46° W. 16.00 chs.; N. 56° W. 15.00 chs.; N. 65° W. 4.00 chs.; N. 77°30′ W. 10.50 chs.; S. 79° W. 17.00 chs.; S. 82°30′ W. 11.00 chs.; S. 85° W. 10.80 chs.; N. 86° W. 10.00 chs.; S. 79° W. 19.00 chs.; S. 72° W. 15.00 chs.; N. 80° W. 7.00 chs.; N. 53°30′ W. 4.00 chs.; N. 87° W. 4.80 chs.; S. 75° W. 12.00 chs.; S. 85° W. 19.50 chs.; N. 76° W. 8.00 chs.; N. 33° W. 44.00 chs.; N. 42° W. 26.00 chs.; N. 26° W. 8.00 chs.; N. 17°15′ W. 26.50 chs.; N. 17°30′ W. 9.70 chs.; S. 55°30′ E. 3.50 chs.; S. 55°30′ E. 9.00 chs.; N. 43°30′ W. 9.50 chs.; N. 64° W. 1.00 chs.; N. 64° W. 9.00 chs.; N. 76°30′ W. 15.00 chs.; N. 67°30′ W. 15.00 chs.; N. 62° W. 19.70 chs.; S. 15°30′ E. 3.40 chs.; S. 45° W. 14.00 chs.; S. 50° W. 20.00 chs.; S. 62°30′ W. 15.00 chs.; N. 76°30′ W. 14.70 chs.; N. 78° W. 4.00 chs.; N. 77° W. 23.40 chs.; N. 88° W. 9.90 chs.; N. 68° W. 16.80 chs.; N. 84°30′ W. 7.50 chs.; N. 88°30′ W. 2.40 chs.;

Thence, in T. 27 S., R. 29 E., N. 45° W. 42.00 chs.; N. 42° W. 8.50 chs.; N. 63°03′ W. 7.10 chs.; N. 70° W. 5.00 chs.; N. 42°30′ W. 31.00 chs.; N. 51° W. 16.40 chs.; N. 46°30′ W. 27.00 chs.; N. 30°45′ W. 20.00 chs.; N. 42°15′ W. 14.90 chs.; N. 15°15′ W. 38.00 chs.; N. 31°15′ W. 17.00 chs.; N. 4°43′ W. 29.92 chs.; N. 14° W. 14.00 chs.; N. 47°30′ E. 16.50 chs.; N. 8° E. 30.00 chs.; N. 31°30′ E. 30.09 chs.; N. 24° E. 33.00 chs.; N. 11° E. 30.00 chs.; N. 72° E. 11.00 chs.; No. 82° E. 6.10 chs.; N. 45° E. 18.36 chs.; S. 89°39′ E. 22.00 chs.;

Thence, in T. 26 S., R. 29 E., N. 57° E. 30.50 chs.; N. 52° E. 25.50 chs.; North 20.35 chs.;

Thence, in T. 26 S., R. 30 E. (North of Malheur Lake), N. 53°15′ E. 46.22 chs., N. 60° E. 47.26 chs., N. 55°15′ E. 14.08 chs.; N. 68°30′ E. 20.00 chs., N. 79°15′ E. 10.00 chs., N. 88°15′ E. 30.00

MONDAY, JUNE 3, 1935 - CONTINUED

— Original.

Decree entered in the words and figures, following, viz:

chs.; S. 81° E. 10.00 chs.; S. 76°15′ E. 21.12 chs.; S. 81° E. 20.00 chs.; S. 82°30′ E. 20.00 chs.; S. 80° E. 20.00 chs.; S. 75°30′ E. 27.00 chs.; S. 70° E. 28.00 chs.; S. 69° E. 19.85 chs.; S. 64° E. 40.00 chs.; S. 60° E. 51.40 chs.; S. 89° E. 20.39 chs.;

Thence, in a southeasterly direction across unsurveyed land, along the west base of the Sand Reef on the 4,095-ft. contour line, a distance of approximately 303.75 chains to the place of beginning.

14. The rights of persons not parties to this suit are not determined. It is not determined whether any part of the meander line boundary is or was in fact a true and correct meander line upon which the lands of such upland owners border, and no reference, here or in the Special Master's Report, to parts of such line shall be taken as an adjudication that the meander line in this respect is the true or correct boundary.

15. The counterclaim of the State of Oregon is hereby dismissed except as to matters determined in paragraphs 4 and 7 of this decree.

16. It is further decreed that each party pay its own costs and that each party pay one-half of the expenses incurred by the Special Master, and also one-half of the amount to be fixed by the Court as the compensation of the Special Master.

A true copy.

Test:

Clerk, Supreme Court, U. S.

The United States of America, Complainant,

12, Original. vs.

The State of Oregon.

On consideration of the statement by the Special Master in this cause showing the time employed and expenses incurred by him in his capacity as such Special Master,

It is ordered that Garret W. McEnerney, Esquire, the Special Master herein, be awarded the sum of $15,000 as compensation for his services as Special Master in this cause, and that his disbursements in the sum of $6,651.36 are allowed; one-half of the amount of such compensation and expenses to be paid by each of the parties herein, as provided in the decree entered this date.

Per Mr. Chief Justice Hughes.

State of Nebraska, Complainant,

18, Original. vs. Order.

State of Wyoming.

The answer of the defendant is received and ordered to be filed.

Per Mr. Chief Justice Hughes.

The United States of America, Complainant,

17, Original. vs.

The State of West Virginia, et al.

On consideration of the motion for leave to file an amended and supplemental bill of complaint in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Atlantic Coast Line Railroad Company, Appellant,

344 vs.

State of Florida and E. S. Matthews, et al., etc.;

State of Florida and E. S. Matthews, et al., etc., Appellants,

345 vs.

The United States of America, et al.

On consideration of the motion for construction of the opinion of the Court and of the motion for leave to file supplemental bill herein,

It is ordered by this Court that the said motions be, and the same are hereby, denied.

Per Mr. Chief Justice Hughes.

Atlantic Coast Line Railroad Company, Appellant,

344 vs.

State of Florida and E. S. Matthews, et al., etc.;

State of Florida and E. S. Matthews, et al., etc., Appellants,

345 vs.

The United States of America, et al.

A petition for rehearing having been filed in these cases,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

D. Del Vecchio, Trading as Peoples Hardware Stores, et al., Petitioners,

931 v.

Bonnie L. Bowers.

On consideration of the motion of the respondent for leave to proceed in forma pauperis herein,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Richard L. Hargreaves, Petitioner,

911 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Richard L. Hargreaves, Petitioner,

911 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Owen R. Wilson and S. M. Gurley, Petitioners,

988 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis.

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Owen R. Wilson and S. M. Gurley, Petitioners, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

988

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anna Liza McRae, as Administratrix, etc., Petitioner, vs. The United States of America.

996

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anna Liza McRae, as Administratrix of the Estate of Cornelius McRae, Deceased, etc., Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

996

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pacific States Box and Basket Company, Appellant,

955 vs.

Max Gehlhar, as Director of Agriculture for the State of Oregon.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Robert H. Via, Appellant,

973 vs.

The State Commission on Conservation and Development of the State of Virginia.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Morris Miller, Petitioner,

990 vs. Order allowing certiorari.

Irving Trust Company, as Trustee in Bankruptcy

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is assigned for argument immediately following No. 847, Urban Properties Co. vs. Irving Trust Company, as Trustee in Bankruptcy of F. & W. Grand 5-10-25 Cent Stores.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Klamath and Moadoc Tribes and Yahooskin Band of Snake Indians, Petitioners,

901 vs. Order allowing certiorari.

The United States.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Borax Consolidated, Limited, and Pacific
Coast Borax Company, Petitioners,
918 vs. Order allowing certiorari.
The City of Los Angeles.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

DeForest Hulburd, Petitioner,
937 vs. Order allowing certiorari.
Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,
938 vs. Order allowing certiorari.
Gus L. Constantine, Alias Dr. Gus.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

General Utilities and Operating Company, Petitioner,

939 vs. Order allowing certiorari.

Guy T. Helvering, Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Fox Film Corporation, Petitioner,

954 vs. Order allowing certiorari.

A. B. Muller.

The petition herein for a writ of certiorari to the Supreme Court of the State of Minnesota is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The City of New York, Petitioner,

943 vs. On petition for writ of certiorari

Thomas E. Murray, Jr., as Receiver to the United States Circuit Court

of Interborough Rapid Transit of Appeals for the Second Circuit.

Company, et al.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Justice Van Devanter.

The Chief Justice took no part in the consideration or decision of this application.

Hedwig Braun, Individually and as Executrix of the Last Will and Testament of Herman W. Braun, Deceased, et al., Petitioners,

859 vs. The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Everett Mills, a Corporation, Petitioner,

866 vs. The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pratt & Whitney Company, Petitioner,

877 vs. The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. A. Madison, Petitioner, vs. The United States of America. 883

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lorenzo M. Stohl, Petitioner, vs. The United States of America. 884

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry H. Faulkner and W. M. Hansen, Petitioners, vs. The United States of America. 892

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Nathaniel Baldwin, et al., Petitioners, vs. The United States of America. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank Keller, Jr., et al., Petitioners, 903 vs. The United States of America. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph H. Green, Petitioner, 1022 vs. The United States of America. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, ex rel.
Marcos Tetonis, Petitioner,
887 vs.
Francis Perkins, Secretary of Labor, et al., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Security National Bank, Guardian for
Earl N. Betts, Non Compos Mentis,
Petitioner,
914 vs.
State of North Carolina, ex rel.
State Hospital for the Insane at Raleigh.

On petition for writ of certiorari to the Supreme Court of the State of North Carolina.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of North Carolina, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chicago, Rock Island and Gulf Railway Company, et al., Petitioners,
916 vs.
Tarrant County Water Control and Improvement District Number One.

On petition for writ of certiorari to the Court of Civil Appeals of the State of Texas, 2nd Supreme Judicial District.

On consideration of the petition for writ of certiorari herein to the Court of Civil Appeals of the State of Texas, 2nd Supreme Judicial District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louise Earwood, as Guardian of Thomas Caleb Earwood, Petitioner,
924 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Margaret Collins, Petitioner,
925 vs.
Josephine Welsh.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John S. Deering and Harvey M. Graybill, etc., Petitioners,
928 vs.
John Stites, et al.

On petition for writ of certiorari to the Court of Appeals of the State of Kentucky.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of Kentucky, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Indians of California,

Petitioners, On petition for writ of certiorari

930 vs. to the Court of Claims.

The United States.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gardner-Denver Company, On petition for writ of certiorari

Petitioner, to the United States Circuit Court

933 vs. of Appeals for the Seventh Circuit.

Commissioner of Internal Revenue.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. G. Robertson, On petition for writ of certiorari

Petitioner, to the United States Circuit Court

935 vs. of Appeals for the Sixth Circuit.

Commissioner of Internal Revenue.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edwin W. Brouse and James G. Robertson,
Executors of the Estate of C. F. Chapman, Petitioners,
936 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America,
Petitioner,
942 vs.
Claud G. Sellers.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. D. Varnell,
Petitioner,
946 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jasper County Lumber Company, Petitioner, vs. W. J. McNeill. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

947

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ocean Accident and Guarantee Corporation, Limited, Petitioner, vs. J. L. Brandeis and Sons. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

948

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State Planters Bank & Trust Co. and E. L. Kendig, Jr., Executors, etc., Petitioners, vs. First National Bank of Victoria. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

949

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ralph Modjeski,
Petitioner,
957 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wanless Iron Company,
Petitioner,
959 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Irving Millen and Burton Millen,
Petitioners,
962 vs.
Commonwealth of Massachusetts.

On petition for writ of certiorari to the Superior Court in and for the County of Norfolk, Commonwealth of Massachusetts.

On consideration of the petition for a writ of certiorari herein to the Superior Court in and for the County of Norfolk, Commonwealth of Massachusetts, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Abraham Faber,
Petitioner,
963 vs.
Commonwealth of Massachusetts.

On petition for writ of certiorari to the Superior Court in and for the County of Norfolk, Commonwealth of Massachusetts.

On consideration of the petition for a writ of certiorari herein to the Superior Court in and for the County of Norfolk, Commonwealth of Massachusetts, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Atlantic Coast Line Railroad Company,
Petitioner,
968 vs.
Kate Claughton, a Widow.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Nicholas G. Mely,
Petitioner,
969 vs.
Abraham Kalinoglu.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. Newkirk Wheeler, Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

1002

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Silas Ezra, Suing on Behalf of Himself Individually, etc., Petitioner, vs. Thomas W. Lamont, George W. Davison, DeWitt Millhauser, et al., etc. — On petition for writ of certiorari to the Supreme Court of the State of New York.

940

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lee J. Kelly, Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

950

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Morgan Eslick,
Petitioner,
978 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Century Electric Company,
Petitioner,
967 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ralph N. Ballou, et al., as the Policy-Holders' Protective Committee,
Petitioners,
975 vs.
Abel Davis, Receiver of the Illinois Life Insurance Company, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Texas and Pacific Railway Company, et al., Petitioners,
987 vs.
Louisiana Oil Refining Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louisville Joint Stock Land Bank, Petitioner,
717 vs.
William W. Radford, Sr.

On consideration of the motion for a stay of the mandate in this case,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louisville Joint Stock Land Bank, Petitioner,
717 vs.
William W. Radford, Sr.

On consideration of the motion of Mr. Edwin A. Krauthoff, counsel for the respondent, for leave to file brief in support of the petition for rehearing by August 15, next,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Order.

All cases submitted and all business before the Court at this term having been disposed of,

It is ordered by this Court that all cases on the docket be, and they are hereby, continued to the next term.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned to the time and place appointed by law.

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MONDAY, OCTOBER 7, 1935.

At the Supreme Court Building, in the City of Washington, and District of Columbia, being the present Seat of the National Government of the United States, on the first Monday of October (being the 7th day of the same month) in the year of our Lord one thousand, nine hundred and thirty-five and of the Independence of the United States the one hundred and sixtieth, The Supreme Court of the United States met agreeably to law.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Harold B. Willey, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William P. McCracken, Jr., It is ordered that William McKelvy Rutter, Esquire, of Reading, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry W. Blair, It is ordered that Charles W. Froessel, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James M. Beck, It is ordered that Warwick Potter Scott, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Wharton Pepper, It is ordered that J. Willison Smith, Jr., Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Philip Pitt Campbell, It is ordered that Colin Campbell, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. C. Dill, It is ordered that Charles Roger Kirk, Esquire, of Wilmington, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Philip Pitt Campbell, It is ordered that Eugene F. Sharkoff, Esquire, of Muskegon, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry W. Blair, It is ordered that James E. Ruffin, Esquire, of Springfield, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Justin Miller, It is ordered that Paul W. Bruton, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Justin Miller, It is ordered that Desmond Kennedy, Esquire, of Olyphant, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Russell James Baxter, Esquire, of Monticello, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Justin Miller, It is ordered that Gordon Dean, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that Edgar W. Pharr, Esquire, of Charlotte, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Joseph B. Keenan, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that Julian Hartridge, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Mary Agnes Quinn, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Sue E. Gantt, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Justin Miller, It is ordered that John H. Benney, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Herbert R. O'Conor, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that William L. Henderson, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Luther E. Birdzell, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Ugo Carusi, Esquire, of Barre, State of Vermont, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Justin Miller, It is ordered that Kenneth H. Bruner, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Paul W. H. Windels, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jas. W. Morris, It is ordered that J. Tom Watson, Esquire, of Tampa, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that James M. Hoffa, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Cou and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Ray Patton Smith, Esquire, of Johnstown, State of Pennsylvania, be admitted to practice as an Attorney and Counsello of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wendell Berge, It is ordered that A. Ronald Button, Esquire, of Hollywood, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John H. Casey, It is ordered that Herman M. Knoeller, Esquire, of Milwaukee, State o Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. Hilton Jackson, It is ordered that Dorsey K. Offutt, Esquire, of Washington, Distri of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Willard W. Gatchell, It is ordered that Laurence P. Johnson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph A. Cantrel, It is ordered that Edward Winkler, Esquire, of Bend, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Willard W. Gatchell, It is ordered that Alan H. Pottinger, Esquire, of Hyattsville, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry R. Gower, It is ordered that William C. Combs, Esquire, of Rochester, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Willard W. Gatchell, It is ordered that Sherman C. Shelton, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Kennedy McCook, It is ordered that Vivian O. Hill, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph Conrad Fehr, It is ordered that Daniel J. Murphy, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene Meachem, It is ordered that Shirley D. Parker, Esquire, of Yakima, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank Roberson, It is ordered that William A. Schmitt, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paxton Blair, It is ordered that P. Fearson Shortridge, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Kennedy McCook, It is ordered that G. Allen Bisbee, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Vernon E. Hodges, It is ordered that Paul L. Williams, Esquire, of Nashville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Keith Gordon Misegades, It is ordered that Henry C. Parker, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Boyle, Jr., It is ordered that Pasquale J. Federico, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Willard W. Gatchell, It is ordered that Eona Burnett Gatchell, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Willard W. Gatchell, It is ordered that Mary A. Reagan, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paxton Blair, It is ordered that Edmund L. Palmieri, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank H. Myers, It is ordered that Robert H. Rice, Esquire, of Elyria, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Craig L. Reddick, It is ordered that Arthur B. Caldwell, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. U. Ben Geaslin, It is ordered that Charilaus George Raphael, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Randolph C. Shaw, It is ordered that Mary Agnes Brown, of Manchester, State of New Hampshire, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howell Van Auken, It is ordered that Joseph A. Baldwin, Esquire, of Albion, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. D. A. McDougal, It is ordered that Elizabeth M. Cox, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence R. Gorman, It is ordered that George Lewis Smith, Esquire, of South River, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Christopher B. Garnet, It is ordered that Rufus S. Marriner, Esquire, of Washington, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James T. Bowling, It is ordered that Edward K. Thode, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wright Hugus, It is ordered that J. B. Bruce, Esquire, of Wheeling, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph F. O'Brien, It is ordered that William G. Miller, Jr., Esquire, of Freeport, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph F. O'Brien, It is ordered that James A. Travis, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph F. O'Brien, It is ordered that John Frank Miller, Jr., Esquire, of Hickory, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph F. O'Brien, It is ordered that James A. Davis, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph Conrad Fehr, It is ordered that David Kay Holther, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore B. Benson, It is ordered that Claude A. Hope, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Albus, It is ordered that Edwin K. Kline, Esquire, of Allentown, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George B. Johnson, It is ordered that E. William Pyle, Esquire, of Berwyn, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis W. Clements, It is ordered that Ballinger Mills, Esquire, of Galveston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. Milton Simpson, It is ordered that Eugene Blumenthal, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter Wyatt, It is ordered that Joseph T. Owens, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Albus, It is ordered that Julius M. Kapoport, Esquire, of Allentown, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jennings Bailey, Jr., It is ordered that Nathaniel Ely, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jennings Bailey, Jr., It is ordered that J. S. T. Stranahan Ely, Esquire, of Rutherford, State of New Jersey, Be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred B. Rhodes, It is ordered that Ralph L. Tweedale, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George E. H. Goodner, It is ordered that Darius F. Prince, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George E. H. Goodner, It is ordered that Harry C. Shriver, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry R. Gower, It is ordered that James P. B. Duffy, Esquire, of Rochester, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. Vallance, It is ordered that Arthur H. Nordstrom, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred B. Rhodes, It is ordered that Cooper B. Rhodes, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jacob Halper, It is ordered that William E. Deering, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wendell Berge, It is ordered that William N. Strack, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Guilford Stanley Jameson, It is ordered that Esther Ruth Baker, of Buffalo, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, andshe was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Karl J. Hardy, It is ordered that Paul T. Omer, Esquire, of Birmingham, State of Alabama, be admitted to practice as an Attorney and Counsellor ofthis Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles D. Hamel, It is ordered that Harry E. Narey, Esquire, of Spirit Lake, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Austin Stone, It is ordered that Howard W. Dix, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. Granville Curry, It is ordered that Irene Brown O'Connor, of San Antonio, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. Granville Curry, It is ordered that John Lenzie Rogers, Esquire, of Knoxville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. Granville Curry, It is ordered that Homer C. King, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Karl J. Hardy, It is ordered that Smith Wildman Brookhart, Jr., Esquire, of Washington, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles A. Calhoun, It is ordered that Fenton Hume, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles A. Calhoun, It is ordered that Carol W. Calhoun, Esquire, of Birmingham, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph Hoyt Case, It is ordered that Cyrus C. Thieme, Esquire, of South Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph Hoyt Case, It is ordered that James E. Finnegan, Esquire, of Madison, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph Hoyt Case, It is ordered that Herbert T. Ferguson, Esquire, of Madison, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry A. Schweinhaut, It is ordered that Charles A. Iovino, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles A. Calhoun, It is ordered that Wilbert F. Thompson, Esquire, of Kansas City, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis L. Hamby, It is ordered that Lloyd B. Kanter, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugh C. Bickford, It is ordered that Vernon V. Baker, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howe P. Cochran, It is ordered that Charles Leo DeOrsey, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Norman Fischer, It is ordered that Thomas J. Surface, Esquire, of Roanoke, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton H. Evans, It is ordered that Gerald E. Lyons, Esquire, of Cresco, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Patrick J. Hurley, It is ordered that Gladys Berger Stewart, of Ava, State of Missouri, be admitted to practice as an Attorney and Counselor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul B. Slcan, It is ordered that John A. Campbell, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. Regis Noel, It is ordered that Walter A. Myer, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Percy W. Phillips, It is ordered that Paul McMahon, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward M. Reidy, It is ordered that Charles James O'Keefe, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that Guy Vernon Head, Esquire, of Columbia, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Royal C. Johnson, It is ordered that William Harry Montgomery, Esquire, of Poughkeepsie, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. Regis Noel, It is ordered that Sidney A. Burnstein, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert H. Winn, It is ordered that Lewis Phillip Holt, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Merrick Parker, It is ordered that James E. Atkins, Jr., Esquire, of Knoxville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that J. M. Thomas, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Riordan, It is ordered that Robert C. McKay, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William S. Culbertson, It is ordered that Edward J. McGratty, Jr., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter H. Walne, It is ordered that C. L. Carter, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Sugar Institute, Inc., et al., Appellants,
268 vs.
The United States of America.

The suggestion of a diminution of the record and motion for a writ of certiorari in this case were submitted by Mr. Solicitor General Reed for the appellee.

The Sugar Institute, Inc., et al., Appellants,
268 vs.
The United States of America.

The motion to be relieved of printing exhibits in this case was submitted by Mr. Edward J. McGratty, Jr., for the appellants in support of the motion and by Mr. Solicitor General Reed, Mr. Assistant Attorney General MacLean and Mr. Walter L. Rice for the appellee in opposition thereto.

State of New Jersey, Complainant,
10, Original, O.T. 1934. vs.
The City of New York.

The motion for leave to file petition for construction or modification of injunction was submitted by Mr. Paxton Blair for the defendant.

— Original.
Ex parte: Thomas J. Mooney, Petitioner.

The motion for leave to file petition for writ of habeas corpus herein was submitted by Mr. John F. Finerty for the petitioner.

The State of Washington, Complainant,
11, Original. vs.
The State of Oregon.

The joint motion for leave to open, file, and publish testimony in this case was submitted by Mr. C. C. Dill in behalf of counsel.

The State of Nebraska, Complainant,
13, Original. vs.
The State of Wyoming.

The motions for leave to file replication and for the appointment of a Special Master herein were submitted by Mr. William H. Wright for the complainant.

Angelo Herndon, Appellant,
665, O.T. 1934. vs.
The State of Georgia.

On motion first made to the Court in that behalf by Mr. Charles H. Houston, leave was granted to file brief of National Association for the Advancement of Colored People and others as amici curiae in support of the petition for rehearing in this case.

The State of Wisconsin, et al., Complainants,
4, Original. vs.
The State of Illinois, et al.;
The State of Michigan, et al., Complainants,
5, Original. vs.
The State of Illinois, et al.;
The State of New York, et al., Complainants,
6, Original. vs.
The State of Illinois, et al.

The Semi-annual report of Defendant, Sanitary District of Chicago, dated July 1, 1935, was presented.

Commonwealth of Kentucky, Complainant,
8, Original. vs.
State of Indiana, et al.

The report No. 11 of Defendant, State of Indiana, was presented.

The State of Washington, Complainant,

11, Original. vs.

The State of Oregon.

The report of the Special Master herein was presented.

Natural Gas Company of West Virginia, Appellant,

18 vs.

The Public Service Commission of West Virginia, et al.

The joint motion to dismiss the appeal herein was submitted.

Urban Properties Company, a Nevada Corporation, Petitioner,

19 vs. On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

Irving Trust Company, as Trustee in Bankruptcy of F. & W. Grand 5-10-25 Cent Stores, Inc., Bankrupt.

It appearing to the Court that counsel for the petitioner has filed a motion to dismiss the writ of certiorari in this cause, without costs.

Therefore, in pursuance of said motion, it is ordered and adjudged by this Court that the writ of certiorari, in thiscause be, and the same is hereby, dismissed, without costs.

Per Mr. Chief Justice Hughes.

The Kansas Utilities Company, Petitioner,

385 vs. On petition for writ of certiorari to the Supreme Court of the State of Kansas.

The City of Burlington, C. S. Wingett, Mayor, et al.

It appearing to the Court that counsel for the petitioner have filed a motion to dismiss the petition for writ of certiorari in this cause.

Therefore, in pursuance of said motion, it is ordered by this Court that the petition for writ of certiorari, in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until Monday next at 12 o'clock.

MONDAY, OCTOBER 14, 1935

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Harry J. Daly, It is ordered that Harold W. Starr, Esquire, of Bloomington, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Lewis Smith, It is ordered that Alfred L. Bennett, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that John Dickinson, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence C. Jones, It is ordered that Seymour P. Edgerton, Esquire, of Rutland, State of Vermont, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry J. Daly, It is ordered that George J. Ryan, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Conder C. Henry, It is ordered that Abraham Warren, Esquire, of Union City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Winship Wheatley, It is ordered that Gervasio G. Dese, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Winship Wheatley, It is ordered that George H. Lorch, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick A. Thuce, It is ordered that Clarence E. Threedy, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Robert Jones, It is ordered that Manuel Kraus, Esquire, of Harrisburg, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Vernon E. Hodges, It is ordered that Carlton Hill, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Vernon E. Hodges, It is ordered that Thomas J. MacKavanagh, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Arthur Breuer, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Hillory A. Tolson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roger O'Donnell, It is ordered that William W. Stickney, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Edward Arthur Kelly, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Clyde A. Tolson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that George Andre Maskey, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Golden W. Bell, It is ordered that Ralph O. Marron, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Louis F. Frick, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Angus D. MacLean, It is ordered that Newman Alexander Townsend, Esquire, of Charlotte, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Ingram M. Stainback, Esquire, of Honolulu, Territory of Hawaii, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Noel T. Dowling, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward J. Dimock, It is ordered that George L. Hunt, Esquire, of Montpelier, State of Vermont, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Golden W. Bell, It is ordered that John Egan Shea, Esquire, of Newport, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Enrietto, It is ordered that Leland W. Scott, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice said:

"The orders of the Court appear upon the list certified to by the Chief Justice and filed with the clerk and will not be announced orally."

Lewis Willis, Appellant,
81 vs.
State of Tennessee.

Appeal from the Supreme Court of the State of Tennessee.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Tennessee, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

York Heating and Ventilating
Corporation, Appellant,
89 vs. Appeal from the Supreme Court of the
Ameen Malooly, Abraham Azar and Najeeb State of Michigan.
Boudia, Co-partners Doing Business as
Malooly & Azar Company.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Michigan, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a properly presented federal question.

Per Mr. Chief Justice Hughes.

The Bell Telephone Company of Pennsylvania,
Appellant,
91 vs. Appeal from the Supreme Court of the
Warren Van Dyke, Secretary of the State of Pennsylvania.
Department of Highways of the Commonwealth
of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Pennsylvania, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the reason that the decision of the state court sought here to be reviewed was based upon a non-federal ground adequate to support it.

Per Mr. Chief Justice Hughes.

Raymond Washington,

Appellant,

117 vs.

S. W. Holland.

Appeal from the Supreme Court of Appeals of the State of Virginia.

This cause came on to be heard on the transcript of the record from the Supreme Court of Appeals of the State of Virginia, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Postal Telegraph-Cable Company and Maryland Casualty Company,

Appellants,

145 vs.

E. A. White.

Appeal from the Supreme Court of the State of Arkansas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Arkansas, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a properly presented federal question.

Per Mr. Chief Justice Hughes.

Connecticut General Life Insurance Company,

Appellant,

154 vs. Appeal from the Supreme Court of the

Charles G. Johnson, as Treasurer of State of California.

the State of California.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a properly presented federal question.

Per Mr. Chief Justice Hughes.

Clyde Johnson,

Appellant, Appeal from the Supreme Court of the

163 vs. State of Washington.

State of Washington.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a properly presented federal question.

Per Mr. Chief Justice Hughes.

E. B. McBride,

Appellant,

164 vs.

State of Washington.

Appeal from the Supreme Court of the State of Washington.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a properly presented federal question.

Per Mr. Chief Justice Hughes.

D. A. Schulte, Inc.,

Appellant,

166 vs.

Mark Graves, President of the State Tax Commission, et al., etc.

Appeal from the Supreme Court of the State of New York.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Mississippi Central Railroad Company,
et al., Appellants, Appeal from the Supreme Court of the
180 vs. State of Mississippi.
T. T. Roberts, et al.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Mississippi, and on motion to dismiss or affirm which was argued by counsel

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a properly presented substantial federal question.

Per Mr. Chief Justice Hughes.

Mississippi Central Railroad Company, et al., Appellants,
180 vs.
T. T. Roberts, et al.

On consideration of the motion of the appellees for the allowance of damages in accordance with Rule 30, Paragraph 2, of the rules of this Court,

It is ordered by this Court that the said motion be, and the same is hereby, granted; and that damages of one hundred dollars ($100.00), payable to the appellees, be taxed against appellants.

Per Mr. Chief Justice Hughes.

Mississippi Central Railroad
Company, et al., Appellants, Appeal from the Supreme Court of the
181 vs. State of Mississippi.
H. B. Aultman, et al.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Mississippi, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a properly presented substantial federal question.

Per Mr. Chief Justice Hughes.

Mississippi Central Railroad
Company, et al., Appellants,
181 vs.
H. B. Aultman, et al.

On consideration of the motion of the appellees for the allowance of damages in accordance with Rule 30, Paragraph 2, of the rules of this Court,

It is ordered by this Court that the said motion be, and the same is hereby, granted; and that damages of one hundred dollars ($100.00), payable to the appellees, be taxed against appellants.

Per Mr. Chief Justice Hughes.

Gelkom Realty Corporation,
Appellant,
190 vs.
Young Women's Hebrew Association, et al.

Appeal from the Supreme Court of the State of New York.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a properly presented federal question.

Per Mr.Chief Justice Hughes.

Baltimore National Bank,
Appellant,
283 vs.
State Tax Commission of Maryland.

Appeal from the Court of Appeals of the State of Maryland.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of Maryland, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Baltimore National Bank,

Appellant,

233 vs.

State Tax Commission of Maryland.

Appeal from the Court of Appeals of the State of Maryland.

Treating the appeal papers herein from the Court of Appeals of the State of Maryland as an application for a writ of certiorari;

On consideration whereof, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Evans Terry Company, Appellant,

285 vs.

State of Mississippi, ex rel. Greek L. Rice, Attorney General of the State of Mississippi, et al.

Appeal from the Supreme Court of the State of Mississippi.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Mississippi, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to affirm, in this cause, be, and the same is hereby, granted.

And it is further ordered that the decree of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Howard J. Short, Appellant,

362 vs.

Board of the School District of Upper Moreland Township, Pennsylvania, et al.

Appeal from the Superior Court of the State of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Superior Court of the State of Pennsylvania, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

William A. Levy, Appellant,

363 vs. Appeal from the Supreme Court of the

Irving Trust Company, as Trustee of State of New York.

the Bankrupt Estate of William A. Levy.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

William A. Levy, Petitioner, On petition for writ of certiorari

363 vs. to the Supreme Court of the

Irving Trust Company, as Trustee of State of New York.

the Bankrupt Estate of William A. Levy.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States Naturopathic Association, Appeal from the District Court of

Ltd., etc., et al., Petitioners, the United States for the Southern

374 vs. District of California.

Chiropractic League of California, et al., etc.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of California, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Board of Liquidation, City Debt of
New Orleans, et al., Appellants,
381 vs. Appeal from the Supreme Court of the
The Board of Commissioners of the Port State of Louisiana.
of New Orleans, et al.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question which the appellants are entitled to raise.

Per Mr. Chief Justice Hughes.

Peerless Stages, Inc.,
Appellant, Appeal from the Supreme Court of the
458 vs. State of California.
Railroad Commission of the State of
California, et al.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

In re: Holmes Hall.

—

Order.

It appearing that Holmes Hall, of Richmond, Virginia, a member of the Bar of this Court, was appointed Special Master in the case of Universal Oil Products Company v. Standard Oil Company (Indiana), a cause then pending in the United States District Court for the Western District of Missouri;

And it further appearing that on appeal to the United States Circuit Court of Appeals for the Eighth Circuit from an order allowing additional compensation to said Holmes Hall, as Special Master, the order was reversed and the said Holmes Hall was required to pay into court for the benefit of the litigants the sum of $44,700 with interest thereon from October 18, 1934; and that the Circuit Court of Appeals, in its opinion on said appeal under date of March 9, 1935 (Universal Oil Products Co. v. Hall, 76 F. (2d) 258), stated as follows:

> "Mr. Hall failed to comport himself with reserve and dignity and he also disqualified himself as Master by trying to get some patent privilege for himself in the patent field involved in the case before him. Both shortcomings were possibly attributable to inexperience and failure to appreciate the obligations of his office. But it is perfectly clear, on the whole evidence, that he betrayed his trust by attempting to deceive, intimidate and coerce a wealthy litigant before him, with the corrupt motive of gaining for himself an enormous sum of money without earning it. The expressions used by his friend Senator Patterson, by his own witness, Mr. Herman, by the lawyer, Mr. Reichmann, who wanted to help him if there was any excuse for him, and by the trial court, when Mr. Hall's correspondence was laid before them--'an appalling thing', 'deplorable situation', 'a serious offense', 'perfectly horrible', 'the correspondence itself shows such a state of mind on the part of the Master that no report he could make could conceivably be of any value to the Court.'--these expressions reflect the natural reaction of honest men to Mr. Hall's conduct, and there is no need to amplify.
>
> "Mr. Hall's powers as Master in Chancery to make findings of fact and conclusions of law were withdrawn because of his misconduct. In consequence, and solely on account of that misconduct, great sums of money which had been paid to Mr. Hall on account of his alleged study of the testimony and the law, beginning almost immediately after the taking of testimony started, were utterly wasted and all advantage of the expenditures were lost to the litigants who paid the money. There is no possible ground upon which the court could be justified in permitting him to keep the money paid to him by the litigants for the wasted service."

It is ordered that a rule issue, returnable within forty days, requiring said Holmes Hall to show cause why he should not be disbarred from further practice of the law in this Court for conduct unbecoming a member of the Bar of this Court.

Per Mr. Chief Justice Hughes.

—, Original.

Ex Parte: Otto Van Dyke, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied, without prejudice to appropriate application to the proper Court of the State of Michigan.

Per Mr. Chief Justice Hughes.

—, Original.

Ex Parte: Calvin L. Lee, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

—, Original.

Ex Parte: Joseph Davis, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

—, Original.

Ex Parte: Thomas J. Mooney, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

—, Original.

Ex Parte: Gorham O. Steve, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied, without prejudice to appropriate application to the proper District Court of the United States or Judge.

Per Mr. Chief Justice Hughes.

—, Original.

Ex Parte: Harlen O. Morgan, Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of New Jersey, Complainant,

10, Original, O.T. 1934. vs. Order.

City of New York.

The City of New York having filed a motion for leave to file a petition praying this Court to direct the State of New Jersey to show cause why (1) a ruling should not be made to the effect that the dumping of sludge, free from any matter capable of floating, at places not less than 10 miles from any shore, is not a violation of the injunction order of this Court dated December 4, 1933, or (2) in the alternative why this Court should not modify its order of December 4, 1933, so as to permit the City of New York to dump non-floating sewage sludge as aforesaid,

It is ordered that a rule issue, returnable on or before November 18, next, requiring the State of New Jersey to show cause why leave to file the petition should not be granted.

Per Mr.Chief Justice Hughes.

The State of Wisconsin, et al., Complainants,

4, Original. vs.

The State of Illinois and Sanitary District of Chicago, et al.;

The State of Michigan, et al., Complainants,

5, Original. vs.

The State of Illinois and Sanitary District of Chicago, et al.;

The State of New York, et al., Complainants,

6, Original. vs.

The State of Illinois and Sanitary District of Chicago, et al.

The semi-annual report of the Sanitary District of Chicago, dated July 1, 1935, is received and ordered to be filed.

Per Mr. Chief Justice Hughes.

Commonwealth of Kentucky, Complainant,

8, Original. vs.

State of Indiana, et al.

Report No. 11, of defendant, State of Indiana, is received and ordered to be filed.

Per Mr. Chief Justice Hughes.

State of Washington, Complainant,

11, Original. vs. Order.

State of Oregon.

The report of the Special Master herein is received and ordered to be filed. It is ordered that exceptions to the said report, if any, be filed on or before November 25, next; that briefs upon such exceptions be filed on or before January 13, 1936; and that reply briefs, if any, be filed on or before February 3, 1936. The cause is assigned for hearing on Monday, February 10, 1936, at the head of the call for that day.

Per Mr. Chief Justice Hughes.

The State of Washington, Complainant,

11, Original. vs.

The State of Oregon.

On consideration of the motion for leave to open, file, and publish the evidence in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

The State of Nebraska, Complainant,

13, Original. vs.

The State of Wyoming.

On consideration of the motion of counsel for the complainant for leave to file a replication in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

The State of Nebraska, Complainant,

13, Original. vs.

The State of Wyoming.

On consideration of the motion for the appointment of a special master in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

And it is further ordered that Michael J. Doherty, Esquire, of St. Paul, Minnesota, be, and he hereby is, appointed Special Master in this cause, with authority to summon witnesses, issue subpoenas, and to take such evidence as may be introduced and such as he may deem it necessary to call for. The Master is directed to make findings of fact and conclusions of law, and to submit the same to this Court with all convenient speed, together with his recommendations for a decree. The findings, conclusions and recommendations of the Master shall be subject to consideration, revision or approval by the Court. The Master shall be allowed his actual expenses and a reasonable compensation for his services to be fixed hereafter by the Court. The allowances to him, the compensation paid to his stenographic and clerical assistants, and the cost of printing his report shall be charged against and be borne by the parties in such proportion as the Court hereafter may direct. If the appoint-

ment herein made is not accepted, or if the place becomes vacant during the recess of the Court, the Chief Justice shall have authority to make a new designation which shall have the same effect as if originally made by the Court herein.

Per Mr. Chief Justice Hughes.

Natural Gas Company of West Virginia,

Appellant,

18, vs.

The Public Service Commission of West Virginia and City of Wheeling.

Appeal from the Supreme Court of Appeals of the State of West Virginia.

It appearing to the Court that counsel for the respective parties have filed a joint motion providing for the discharge of the injunction bond filed pursuant to the order of this Court of April 1, 1935, and for the dismissal of the appeal in this cause;

Therefore, in pursuance of said joint motion, it is ordered by this Court that the bond filed pursuant to the order of April 1, 1935, be, and the same is hereby, discharged; and that the appeal herein be, and the same is hereby, dismissed with costs.

And it is further ordered that the injunction granted herein on April 1, 1935, be, and the same is hereby, dissolved.

Per Mr. Chief Justice Hughes.

Isaac Chapman, Petitioner,

151 vs.

R. J. Hoage, Deputy Commissioner, District of Columbia Compensation District, U. S. Employees' Compensation Commission, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Isaac Chapman, Petitioner,

151 vs.

M. J. Hoage, Deputy Commissioner, District of Columbia Compensation District, etc., et al.

On consideration of the motion for leave to proceed in forma pauperis in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Herbert Lester Tyson, Petitioner,

192 vs. Order allowing certiorari.

The United States of America.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Herbert Lester Tyson, Petitioner,

192 vs.

The United States of America.

On consideration of the motion for leave to proceed in forma pauperis in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Frederick D. Dismuke, Petitioner,

199 vs. Order allowing certiorari.

The United States of America.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Frederick D. Dismuke, Petitioner,

199 vs.

The United States of America.

On consideration of the motion for leave to proceed in forma pauperis in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Justus B. Linderholm, Petitioner,

128 vs.

The State of Kansas.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Justus B. Linderholm, Petitioner,

128 vs.

The State of Kansas.

On petition for writ of certiorari to the Supreme Court of the State of Kansas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Kansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. R. Love, Petitioner,

153 vs.

Gunnar H. Nordbye, Judge of the United States District Court of Minnesota.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. R. Love, Petitioner,

153 vs.

Gunnar H. Nordbye, Judge of the United States District Court of Minnesota.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. P. Parks, alias W. P. Clay, Petitioner,

200 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. P. Parks, alias W. P. Clay, Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

200

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carl Dambrosio, Petitioner, vs. A. C. Aderhold, Warden, United States Penitentiary, Atlanta, Ga.

203

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carl Dambrosio, Petitioner, vs. A. C. Aderhold, Warden, United States Penitentiary, Atlanta, Ga. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

203

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary Bolin, Petitioner,

225 vs.

William A. Marshall, Deputy Commissioner, Fourteenth Compensation District and Portland Stevedoring Company.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary Bolin, Petitioner,

225 vs.

William A. Marshall, Deputy Commissioner, Fourteenth Compensation District and Portland Stevedoring Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wachovia Bank & Trust Company, Administrator of Will Hysinger, Deceased, et al., Petitioners,

231 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wachovia Bank & Trust Company,
Administrator of Will Hysinger,
Deceased, et al., Petitioners,
231 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Otis W. Howe, Petitioner,
239 vs.
C. O. Nicholson, as Superintendent, Federal Reformatory Camp, Petersburg, Va.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Otis W. Howe, Petitioner,
239 vs.
C. O. Nicholson, as Superintendent
Federal Reformatory Camp, Petersburg, Va.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lessie Speaks, Petitioner,

257 vs.

Robert J. Hoage, Deputy Commissioner for the District of Columbia United States Employees' Compensation Commission, et al.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lessie Speaks, Petitioner,

257 vs.

Robert J. Hoage, Deputy Commissioner for the District of Columbia United States Employees' Compensation Commission, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. J. C. Tarrer, Petitioner,

279 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. J. C. Tarrer, Petitioner,
279 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sam Steinberg, Petitioner,
297 vs.
The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sam Steinberg, Petitioner,
297 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wessie Moore, Petitioner,
309 vs.
Robert Lowe, Sheriff.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wessie Moore, Petitioner,
309 vs.
Robert Lowe, Sheriff.

On petition for writ of certiorari to the Supreme Court of Appeals of the State of West Virginia.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of Appeals of the State of West Virginia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgia M. Spruill, Petitioner,
317 vs.
William T. Ballard, Abram R. Serven,
William D. Buck, et al.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgia M. Spruill, Petitioner,
317 vs.
William T. Ballard, Abram R. Serven, William D. Buck, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Small, Petitioner,
319 vs.
The People of the State of New York.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Small, Petitioner,
319 vs.
The People of the State of New York.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Roque Espiritu de la Ysla, Petitioner,

357 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Roque Espiritu de la Ysla, Petitioner,

357 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

435

Ex Parte: Henry A. Ilse, Petitioner.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

435

Ex Parte: Henry A. Ilse, Petitioner. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George T. Ridgeway, Petitioner,

456 vs.

James Morris Woodward, Trustee, George C. Gertman, Trustee, et al.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George T. Ridgeway, Petitioner,

456 vs.

James Morris Woodward, Trustee, George C. Gertman, Trustee, et al. — On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Sugar Institute, Inc., et al.,
Appellants,

268 vs.

The United States.

Upon consideration of the motion by appellants to be relieved of the obligation of printing exhibits, and of the suggestion by appellee of a diminution of the record and motion for a writ of certiorari,

It is ordered that leave be, and it hereby is, granted to the United States to print, under the supervision of the Clerk of this Court, the narrative statement and the exhibits referred to in these motions, subject to such disposition of the expense thereof as the Court may hereafter be advised.

Per Mr. Chief Justice Hughes.

General Outdoor Advertising Co., Inc., et al.,
Appellants,

102 vs.

William F. Callahan, Richard K. Hale,
Frank E. Lyman, et al., etc.

General Outdoor Advertising Co., Inc., et al.,
Appellants,

103 vs.

Samuel Hoar, et al.

In these cases probable jurisdiction is noted. The motion to dismiss the appeal as to R. C. Maxwell Co., one of the appellants in No. 102, is granted. Further consideration of the motion to dismiss is postponed to the hearing of the cases on the merits.

Per Mr. Chief Justice Hughes.

Charles I. Brink, Appellant,

104 vs.

William F. Callahan, Richard K. Hale,
Frank E. Lyman, et al.

In this case probable jurisdiction is noted. Further consideration of the motion to dismiss the appeal is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Elinor Dorrance Hill, Appellant,

193 vs.

J. H. Thayer Martin, State Tax Commissioner of the State of New Jersey, et al.

Ethel M. Dorrance, George Morris Dorrance, M. D., et al., Appellants,

194 vs.

J. H. Thayer Martin, State Tax Commissioner of the State of New Jersey, et al.

In these cases probable jurisdiction is noted. Further consideration of the motion to dismiss the appeals is postponed to the hearing of the cases on the merits.

Per Mr. Chief Justice Hughes.

Corporation Commission of the State of Oklahoma, et al., Appellants,

124 vs.

Logan W. Cary, Trustee for Consolidated Gas Service Company, Debtor.

Leave is granted to file the statement as to jurisdiction. In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

George S. Ingraham, Sherwood Green, and Edward P. McKenna, et al., Appellants,

427 vs.

Henry Hanson.

In this case probable jurisdiction is noted. Further consideration of the motion to dismiss is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

The Sugar Institute, Inc., et al., Appellants,

268 vs.

The United States.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Camille V. Treigle, Appellant,

287 vs.

Acme Homestead Association.

Camille V. Treigle, Appellant,

288 vs.

Thrift Homestead Association.

Treigle Sash Factory, Inc., Appellant,

289 vs.

Conservative Homestead Association.

Treigle Sash Factory, Inc., Appellant,

290 vs.

Union Homestead Association.

Joseph Mitchell, Appellant,

316 vs.

Conservative Homestead Association.

In these cases probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Alice Lee Grosjean, Supervisor of Public Accounts for the State of Louisiana, Appellant,

303 vs.

American Press Company, Inc., et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The Baltimore and Ohio Railroad Company, et al., Appellants,

312 vs.

The United States of America, Interstate Commerce Commission, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Matson Navigation Company, et al., Appellants,

346 vs.

State Board of Equalization of the State of California, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Mayflower Farms, Inc., Appellant,

349 vs.

Charles H. Baldwin, Commissioner of the Department of Agriculture of the State of New York, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Northwestern Bell Telephone Company, Appellant,

350 vs.

Nebraska State Railway Commission.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The United States of America, et al., Appellants,

420 vs.

The State of Idaho and J. D. Rigney, et al., Constituting and as the Public Utilities Commission of the State of Idaho.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Gulf Refining Company, Appellant,

442 vs.

Fred L. Fox, in His Individual Right and in His Official Capacity as Tax Commissioner of the State of West Virginia.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The United States of America, Appellant,

109 vs.

Halsey, Stuart & Co., Inc., et al.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

The Texas and Pacific Railway Company, Appellant,

149 vs.

The State of Texas, et al.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

International Steel and Iron Company, Appellant,

252 vs.

National Surety Company.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Violet Trapping Company, Inc., Appellant,

302 vs.

Lucille May Grace, Register State Land Office, St. Bernard Syndicate, et al.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Phillips Petroleum Company, et al., Appellants,

386 vs.

R. O. Jenkins.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Charles Gauss, Appellant,

396 vs.

Detroit Trust Company of Detroit, etc.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,
33 vs.
The State of California.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John A. Nelson Company, Petitioner,
61 vs.
Commissioner of Internal Revenue.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
69 vs.
Edmund O. Schweitzer.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
70 vs.
Edmund O. Schweitzer.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes..

The United States of America, Petitioner,
75 vs.
Safety Car Heating and Lighting Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John R. Rogers, Collector of Internal Revenue for the Fifth District of New Jersey, Petitioner,
76 vs.
Safety Car Heating and Lighting Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
78 vs.
Coleman-Gilbert Associates.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
79 vs.
Coleman-Gilbert Associates.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Juan Posadas, Jr., Collector of Internal Revenue of the Philippine Islands, Petitioner,
114 vs.
The National City Bank of New York.

Order allowing certiorari. The petition herein for a writ of certiorari to the Supreme Court of the Philippine Islands is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Public Service Commission of Puerto Rico, Petitioner,
115 vs.
Horace Havemeyer, et al.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

State of Oklahoma, ex rel. Oklahoma Tax Commission, H. L. McCracken, Chairman, et al., Petitioners,
116 vs.
Barndall Refineries, Inc., The Carter Oil Company, et al.

Order allowing certiorari. The petition herein for a writ of certiorari to the Supreme Court of the State of Oklahoma is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Palmer Clay Products Company, Petitioner,
125 vs.
Matthew Brown, Trustee.

Order allowing certiorari. The petition herein for a writ of certiorari to the Municipal Court of the City of Boston, County of Suffolk, Commonwealth of Massachusetts, is granted.

And it is further ordered that the duly certified copy of the trans-

Radio Corporation of America, Petitioner,
127 vs.
Raytheon Manufacturing Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

St. Louis Can Company, Petitioner,
157 vs.
General American Life Insurance Company, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

United States Trust Company of New York, Trustee Under Deed of Trust of John P. Wilson, Petitioner,
169 vs.
Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
173 vs.
Samuel A. Salvage.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Samuel A. Salvage, Petitioner,
280 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Great Northern Railway Company, Petitioner,
178 vs.
J. J. Wecks, State Tax Commissioner, et al.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,
195 vs.
Bank of New York and Trust Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,
196 vs.
President and Directors of the Manhattan Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,
197 vs.
Louis H. Pink.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Bertram J. Cahn, Executor of the Will of Jonas Kuppenheimer, Deceased, Petitioner,
218 vs.
The United States.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Manhattan General Equipment Company, Petitioner, — Order allowing certiorari.
226 vs. — The petition herein for a
Commissioner of Internal Revenue. — writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Collier Service Corporation, Formerly Broadway Subway Advertising Co., Inc., Petitioner, — Order allowing certiorari.
227 vs. — The petition herein for a
Commissioner of Internal Revenue. — writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner, — Order allowing certiorari.
265 vs. — The petition herein for a
Ray Keith Atkinson. — writ of certiorari to the United States Circuit Co rt of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to wuch writ.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner, — Order allowing certiorari.
272 vs. — The petition herein for a
Frank Rizzo, Claimant of 146,157 Gallons of Alcohol. — writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Ed Brown, Henry Shields and Yank Ellington, Petitioners,
301 vs.
State of Mississippi.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Mississippi is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

George Noble and William Noble, Petitioners,
335 vs.
The City of Oklahoma, a Municipal Corporation.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Oklahoma is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Robert W. Higgins, et al., Petitioners,
336 vs.
The City of Oklahoma City, a Municipal Corporation.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Oklahoma is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Terminal Warehouse Company, Petitioner,
351 vs.
Pennsylvania Railroad Company and Merchants Warehouse Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Wine Railway Appliance Company, Petitioner, — Order allowing certiorari.

356 vs. — The petition herein for a

Enterprise Railway Equipment Company. — writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Pennsylvania Railroad Company, Petitioner, — Order allowing certiorari.

360 vs. — The petition herein for a

Illinois Brick Company. — writ of certiorari to the Appellate Court of the State of Illinois, First District, is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Asa H. Whitfield, Petitioner, — Order allowing certiorari.

377 vs. — The petition herein for a

The State of Ohio. — writ of certiorari to the Supreme Court of the State of Ohio is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
379 vs.
San Joaquin Fruit & Investment Company.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Southern Railway Company, Petitioner,
399 vs.
Mrs. Olivia Cox Lunsford, as Administratrix of the Estate of J. M. Cox, Deceased.

Order allowing certiorari. The petition herein for a writ of certiorari to the Court of Appeals of the State of Georgia is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,
401 vs.
William M. Butler, et al., Receivers of Hoosac Mills Corporation.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

George Ashwander, et al., Petitioners,
403 vs.
Tennessee Valley Authority, et al.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

George Ashwander, et al., Petitioners, Order allowing certiorari.
404 vs. The petition herein for a writ of
Tennessee Valley Authority, et al. certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner, Order allowing certiorari.
46 vs. The petition herein for a writ of
Roger Kesterson and Bernord Roberts. certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted, and the case is assigned for argument immediately following No. 40.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Order allowing certiorari.
Revenue, Petitioner, The petition herein for a writ of
174 vs. certiorari to the United States
Minnesota Tea Company. Circuit Court of Appeals for the Eighth Circuit is granted, and the case is assigned for argument immediately following No. 61.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Order allowing certiorari.
Revenue, Petitioner, The petition herein for a writ of
175 vs. certiorari to the United States
E. C. Peterson. Circuit Court of Appeals for the Eighth Circuit is granted, and the case is assigned for argument immediately following No. 174.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
176 vs.
E. C. Peterson.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted, and the case is assigned for argument immediately following Nos. 174 and 175.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
184 vs.
John J. Watts.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is assigned for argument immediately following Nos. 175 and 176.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
185 vs.
Hugh C. Sicard.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is assigned for argument immediately following Nos. 175 and 176.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
186 vs.
Parker Sloane.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is assigned for argument immediately following Nos. 175 and 176.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The G & K Manufacturing Company, Petitioner,
187 vs.
Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted, limited to the question of the application of the statutory provisions as to reorganization, and the case is assigned for argument immediately following Nos. 184, 185 and 186.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
82 vs.
Lucy A. Blumenthal.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is assigned for argument immediately following Nos. 69 and 70.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Joseph E. Swanson, et al., as Trustees of the Lake View Land Association, Petitioners, vs. Commissioner of Internal Revenue. — Order allowing certiorari.

108

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted, and the case is assigned for argument immediately following Nos. 78 and 79.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. E. E. Combs and Edward Everett, Trustees of E. E. Combs Well No. 2, Express Trust. — Order allowing certiorari.

238

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted, and the case is assigned for argument immediately following No. 108.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Norman W. Bingham, Jr., et al., etc., Petitioners, vs. The United States of America. — Order allowing certiorari.

83

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted, and the case is assigned for argument immediately following No. 25.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Industrial Trust Company and Orland S. Greene, Executors of the Estate of William M. Greene, Petitioners,
213 vs.
The United States.

Order allowing certiorari. The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ, and that the case be assigned for argument immediately following No. 83.

Per Mr. Chief Justice Hughes.

Louis J. Becker, Collector of Internal Revenue, Petitioner,
262 vs.
St. Louis Union Trust Company and William Edwin Guy, Executors of the Estate of William Evans Guy, Deceased.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted, and the case is assigned for argument immediately following No. 213.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,
110 vs.
The First National Bank of Boston, et al., Trustees, etc.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted, and the case is assigned for argument immediately following No.24.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
111 vs.
Frances G. Lee.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted, and the case is assigned for argument immediately following No. 110.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Kate A. Ogle, Petitioner,
137 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is assigned for argument immediately following No. 111.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Bronx Brass Foundry, Inc., Petitioner,
232 vs.
Irving Trust Company, as Trustee in Bankruptcy of J. R. Palmenberg's Sons, Inc.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is assigned for argument immediately following No. 125.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Nettie Meyer, Anna Jacobson, Jacob Meyerhoff, et al., Petitioners, vs. Kenmore Granville Hotel Company, et al.

375

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted, and the case is assigned for argument immediately following No. 157.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Nettie Meyer, Anna Jacobson, Jacob Meyerhoff, et al., Petitioners, vs. Kenmore Granville Hotel Company, et al.

376

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted, and the case is assigned for argument immediately following Nos. 157 and 375.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Prudence Company, Inc., Petitioner, vs. Fidelity & Deposit Company of Maryland and American Bonding Company of Baltimore.

270

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, limited to the question of the measure of damages.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Commonwealth Trust Company of Pittsburgh, Trustee and Thomas B. MacMillan, et al., Petitioners,
273 vs.
Arthur R. Atwood, Receiver of the Bank of Pittsburgh National Association, etc.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted, limited to the question of jurisdiction and its appropriate exercise.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

City of Lincoln, Nebraska and Standard Accident Insurance Company, Petitioners,
348 vs.
L. A. Ricketts, as Trustee in Bankruptcy of Lincoln Trust Company, Bankrupt.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted, limited to the question of the application of sec. 64b of the Bankruptcy Act.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Rufus R. Rand, Jr., Petitioner,
439 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted, and the case is assigned for argument immediately following No. 137.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Isabel K. Dibblee, Petitioner,
494 vs.
Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted, and the case is assigned for argument immediately following No. 439.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Omaha Baum Iron Store, Inc., Petitioner,
38 vs.
The United States.

On petition for writ of certiorari to The Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Omaha Baum Iron Store, Inc., Petitioner,
38 vs.
The United States.

On consideration of the motion to remand this case to the Court of Claims for further findings of fact,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

International Agricultural Corporation, et al., Petitioners,
147 vs.
Amtorg Trading Corporation.

On petition for writ of certiorari to the U. S. Court of Customs and Patent Appeals.

On consideration of the petition for a writ of certiorari herein to the U. S. Court of Customs and Patent Appeals, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

The Chippewa Indians of Minnesota, Petitioner,
42 vs.
The United States and The Red Lake Band of Chippewa Indians of Minnesota, (Intervenors).

On petition for writ of certiorari to The Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Florida Asphalt Pavement Manufacturing Company and W. L. Cobb, Petitioners,
44 vs.
Federal Reserve Bank of Atlanta.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Myron B. Davis, Petitioner,
87 vs.
The Federal Reserve Bank of Atlanta.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Kansas or Kaw Tribe of Indians, Petitioner,
45 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby denied.

Per Mr. Chief Justice Hughes.

Miguel Munoz, et al., Members of the Public Service Commission of Puerto Rico, Petitioners,
50 vs.
Porto Rico Railway, Light & Power Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carl Collier and Angelo D'Alessandro, Petitioners,
51 vs.
Bob King, as Sheriff of Lee County, Florida.

On petition for writ of certiorari to the Supreme Court of the State of Florida.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Florida, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. A. Skipper, Petitioner,
52 vs.
Doyle Schumacher, as Sheriff of Highlands County, Florida.

On petition for writ of certiorari to the Supreme Court of the State of Florida.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Florida, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Metropolitan Life Insurance Company, Petitioner,
53 vs.
Rubin's Department Store, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Kate Allerton Johnstone, as Executrix of the Estate of Allerton Johnstone, Deceased, Petitioner,
59 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The New York, Chicago and St. Louis Railroad Company, Petitioner,
60 vs.
Frank T. Singleton, Howell Ellis, Calvin F. McIntosh, et al., etc.

On petition for writ of certiorari to the Supreme Court of the State of Indiana.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Indiana, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgetown Water, Gas & Electric Company, Petitioner,
211 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Elizabeth S. Michael, et al., Executors, Petitioners,
63 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals, for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court

Oregon Short Line Railroad Company, Petitioner,
64 vs.
Sydney (or Sidney) G. Roy.

On petition for writ of certiorari to the District Court in and for Bannock County, 5th Judicial District, State of Idaho.

On consideration of the petition for a writ of certiorari herein to the District Court in and for Bannock County, 5th Judicial District, State of Idaho, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Martin Engebretson, Trustee of the Estate of the Brickson Manufacturing Company, Bankrupt, Petitioner,
65 vs.
John T. Marcell, Harry S. Byrne and John D. Wear, Trustees.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Peter Binzel, Jr., Petitioner,
66 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Associated Indemnity Corporation, Petitioner,
68 vs.
Alberta Wilson, Individually and as Next Friend of John Wilson, Jr., a Minor.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Liggett & Myers Tobacco Company, Inc., Petitioner,
71 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Peter Micca, Sr., Petitioner,
72 vs.
Wisconsin National Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John T. Riddell, Inc., Petitioner,
73 vs.
The Athletic Shoe Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jerome J. Aull, Petitioner,
74 vs.
Lidepa Corporation, et al.

On petition for writ of certiorari to the Supreme Court of the State of Florida.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Florida, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Texas and Pacific Railway Company, Petitioner,
77 vs.
The State of Texas, et al.

On petition for writ of certiorari to the Supreme Court of the State of Texas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Texas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Beulah G. Hollidge, Petitioner,
80 vs.
Colonial Trust Company.

On petition for writ of certiorari to the Superior Court in and for the County of Norfolk, Commonwealth of Massachusetts.

On consideration of the petition for a writ of certiorari herein to the Superior Court in and for the County of Norfolk, Commonwealth of Massachusetts, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied

Per Mr. Chief Justice Hughes.

Thomas Campbell, a Bondholder,
Claimant, Petitioner,
85 vs.
Alleghany Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomas Campbell, a Bondholder,
Claimant, Petitioner,
86 vs.
Alleghany Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Arthur H. Lamborn, Gerard P. Tameling, Charles C. Riggs, et al., etc., Petitioners, vs. American Ship and Commerce Navigation Corporation and Fidelity & Deposit Company of Maryland. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

88

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ottenheimer Bros., Inc. and Peter B. Nelson, Petitioners, vs. Albert Libuwitz. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

90

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis Eckstein, Petitioner, vs. The United States. — On petition for writ of certiorari to The Court of Claims.

92

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Provident Life & Accident Insurance Company, Petitioner,
93 vs.
Fannie Brice Dance.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. C. H. Oliver, Petitioner,
94 vs.
Iowa State Traveling Men's Association.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bunker Hill Country Club, Petitioner,
95 vs.
The United States.

On petition for writ of certiorari to The Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Nisel A. Goldberg-Rudkowsky, Petitioner,
96 vs.
The Equitable Life Assurance Society of the United States.

On petition for writ of certiorari to the Court of Appeals of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ivan Vasilevich Klochkov, Petitioner,
140 vs.
Petrogradski Mejdunarodni Commercheski Bank, etc.

On petition for writ of certiorari to the Court of Appeals of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals, of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sarah E. Moore, Executrix of the Estate of Martin B. Moore, Deceased, Petitioner,
98 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cities Service Company, Petitioner,
99 vs.
George Armsby, F. S. Baer, Harry J. Bauer, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. C. Pflueger, H. H. Pflueger and George Rodiek, Petitioners,
100 vs.
George Sherman, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

President and Directors of the Manhattan Company, et al., Petitioners,
101 vs.
Prudence-Bonds Corporation and Charles H. Kelby, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William F. Zachritz, Petitioner,
105 vs.
St. Louis San Francisco Railway Company.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Lucky-Tiger Combination Gold Mining Company, Petitioner,
106 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eight Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Trapier K. Marshall, Petitioner,
107 vs.
South Carolina Tax Commission, et al.

On petition for writ of certiorari to the Supreme Court of the State of South Carolina.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of South Carolina, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

G. Allan MacRae and Richard D. Dear, Executors, et al., etc., Petitioners,
112 vs.
Walter B. Guy, Trustee, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lily-Tulip Cup Corporation and United States Machine Manufacturing Company, Petitioners,
113 vs.
American Lace Paper Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Vivian Wycliffe Buie, Petitioner,
118 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Benjamin W. Dyer, Petitioner, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

119

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clarence G. Troup, Petitioner, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

120

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sydney M. Schoenberg, Petitioner, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

141

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Luella Hoyt Slayton, Petitioner,
313 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fred E. Keithley, Petitioner,
121 vs.
Fred W. Gross and Ida B. Gross.

On petition for writ of certiorari to the Appellate Department of the Superior Court in and for the County of Los Angeles, State of California.

On consideration of the petition for a writ of certiorari herein to the Appellate Department of the Superior Court in and for the County of Los Angeles, State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. J. and M. Taxman Refining Company, Inc., Petitioner,
122 vs.
City of Wichita Falls (Texas).

On petition for writ of certiorari to the Court of Civil Appeals, 2nd Supreme Judicial District, State of Texas.

On consideration of the petition for a writ of certiorari herein to the Court of Civil Appeals, 2nd Supreme Judicial District, State of Texas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Adolph Feiffer, Petitioner,
123 vs.
Irwin H. Mann and Marcus W. Pugh,
Trading as the General Poultry Company.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mount Vernon Trust Company, Petitioner,
126 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Grace W. Dick, Petitioner,
129 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pennsylvania Indemnity Company, Petitioner,
130 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

People of the State of New York, ex rel. Federal Motor Truck Co. of New York, Inc., Petitioner,
131 vs.
Thomas M. Lynch, et al., as and Constituting the State Tax Commission of New York.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. R. Fain, Petitioner,
132 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. E. R. Pain, Petitioner,
133 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chas. P. McGaha, Petitioner,
134 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. Chas. P. McGaha, Petitioner,
135 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

L. D. Pain, Petitioner,
136 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alfred E. Devereaux, Petitioner,
138 vs.
Harry T. Belsey.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

G. M. Bradbury, Petitioner,
139 vs.
George L. Aycock, Receiver of First National Bank of Woodward, Oklahoma.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Dorsey Company, Petitioner, vs. Commissioner of Internal Revenue. 142

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charlotte F. Jones and John Ralston Jones, Petitioners, vs. Germantown Trust Company, Administrator Pendente Lite of the Estate of Mary P. H. Gilford, Deceased. 143

On petition for writ of certiorari to the Supreme Court of the State of Pennsylvania.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Pennsylvania, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wood & Selick, Inc., Petitioner, vs. Canister Company. 144

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Canister Company, Petitioner,
209 vs.
Wood & Selick, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Y. Allen Holman, Sudie D. Holman, J. D. Holman, et al., Petitioners,
146 vs.
Gulf Refining Company of Louisiana, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Casualty Company of Reading, Pa., Petitioner,
148 vs.
J. S. Claverie, Trading as Claverie's Pharmacy.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. M. Macho, Administrator de bonis non of the Estate of Edward Carey, Deceased, etc., Petitioner,

150 vs.

Robert D. Brown and William M. Haslett, Executors of the Estate of Annie Carey, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Minnesota.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Minnesota, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Realty Acceptance Corporation, Petitioner,

152 vs.

Henry G. Montgomery.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guaranty Trust Company of New York, Executor, Estate of James Gordon Bennett, Deceased, Petitioner,

155 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

City of Milwaukee, Petitioner, vs. American Steamship Company, Valley Camp Steamship Company, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

156

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

S. R. Brame, Petitioner, vs. Keystone Credit Corporation, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

158

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David Barclay Nevius, Petitioner, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

159

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert N. Harper, Petitioner,
160 vs.
John F. Moran, Receiver of North Capitol Savings Bank.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Norman R. Hamilton, Receiver of the Potomac Savings Bank of Georgetown, District of Columbia, Petitioner,
258 vs.
Henry W. Offutt and George W. Offutt, Trustee of the Estate of George W. Offutt, Deceased.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph W. Thompson and John F. Moran, Receiver of the Park Savings Bank, etc., Petitioners,
161 vs.
Park Savings Bank, Incorporated, etc., et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby denied.

Per Mr. Chief Justice Hughes.

Joseph W. Thompson and John F. Moran, Receiver of the Park Savings Bank, etc., Petitioners,
162 vs.
Park Savings Bank, Incorporated, etc., et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Baltimore and Ohio Railroad Company, Petitioner,
165 vs.
Amelia L. Wolf, Administratrix of the Goods, Chattels and Credits of Joseph F. Wolf, Deceased, etc.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harvey J. Mallery, Petitioner,
167 vs.
Managers Securities Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The City of Wheeling, Petitioner, vs. John F. Casey Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

170

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dakota Corporation, Petitioner, vs. Slope County, North Dakota, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

171

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dakota Corporation, Petitioner, vs. Slope County, North Dakota. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

172

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles J. Long, Receiver of Collingswood National Bank of Collingswood, New Jersey, Petitioner,
177 vs.
First Methodist Episcopal Church of Collingswood, New Jersey.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Arthur A. Mayers, Petitioner,
179 vs.
Massachusetts Mutual Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William E. Telling and J. A. Curtis, Petitioners,
182 vs.
Bellows Claude Neon Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Winthrop Taylor, Petitioner,
183 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fred Natalone, Harry M. Rogers, W. C. Phelon, et al., Petitioners,
188 vs.
Peoria Life Insurance Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Union Guarantee & Mortgage Company,
Petitioner,
382 vs.
George S. Van Schaick, Superintendent of Insurance of the State of New York as Rehabilitator, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gary A. Hardee, Receiver, Federal American National Bank and Trust Company, et al., Petitioners,
189 vs.
American Security and Trust Company.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Grace E. Lowendahl, Petitioner,
191 vs.
John H. Mossey, Trustee in Bankruptcy of L. Von Bokkelen, Inc., Bankrupt.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Baltimore Mail Steamship Company, Petitioner,
198 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

City of Detroit, Petitioner, vs. Wyandotte Transportation Company. 201

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert G. Stone and Carrie M. Stone, Trustees Under Will of Galen L. Stone, Petitioners, vs. Thomas W. White, Former Collector of Internal Revenue at Boston, Massachusetts. 202

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Helen Beatrice (Duveen) Crocker, et al., etc., Petitioners, vs. Guy T. Helvering, Commissioner of Internal Revenue. 204

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lothar W. Faber, as Executor of the Last Will and Testament of Jenny Faber, Deceased, Petitioner,
219 vs.
The United States.

On petition for writ of certiorari to The Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward G. Simms, Ella Pallas, Dorothea Simms, et al., Petitioners.
205 vs.
The Elyria Savings & Trust Company.

On petition for writ of certiorari to the Supreme Court of the State of Ohio.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dorothea E. Simms, Theresa Gratz, Albert J. Pallas, Petitioners,
206 vs.
The Savings Deposit & Trust Company.

On petition for writ of certiorari to the Supreme Court of the State of Ohio.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Industrial Board of the State of New York, Petitioner,
207 vs.
Delaware, Lackawanna & Western Railroad Company.

On petition for writ of certiorari to the Appellate Division of the Supreme Court of the State of New York, 3rd Judicial Department.

On consideration of the petition for a writ of certiorari herein to the Appellate Division of the Supreme Court of the State of New York, 3rd Judicial Department, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Standard Oil Company (New Jersey), Petitioner,
208 vs.
The United States.

On petition for writ of certiorari to The Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

O. C. Moore and Mary G. Shine, as Administratrix of the Estate of P. C. Shine, Deceased, Petitioners,
210 vs.
Tumwater Paper Mills Company.

On petition for writ of certiorari to the Supreme Court of the State of Washington.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Washington, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Nathan Amchanitzky, Petitioner,
212 vs.
The United States.

On petition for writ of certiorari to The Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John M. Thal and Joseph Berlanstein, Co-partners, etc., Petitioners,
214 vs.
Credit Alliance Corporation.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

215
Ex Parte: General Public Utilities Corporation, Petitioner.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Springfield Fire and Marine Insurance Company, Petitioner,
216 vs.
W. H. Martin.

On petition for writ of certiorari to the United States Cricuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Massachusetts Protective Association, Inc., Petitioner,
217 vs.
Lillian S. Picard, Administratrix of the Succession of M. S. Picard, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jackson Securities and Investment Company, Petitioner,
221 vs.
W. E. Snead, Individually and as United States Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Steam Conveyor Corporation, Petitioner, vs. The United States. On petition for writ of certiorari to The Court of Claims.

222

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Steam Conveyor Corporation, Petitioner, vs. The United States. On petition for writ of certiorari to the Court of Claims.

223

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gravel Products Corporation, Petitioner, vs. Buffalo Gravel Corporation. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

224

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Virgil P. Randolph, Jr., and First and Merchants National Bank of Richmond, Virginia, Trustees of Virgil P. Randolph Trust, Petitioners,
228 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
281 vs.
Virgil P. Randolph, Jr. and First and Merchants National Bank of Richmond, Trustees, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States, Petitioner,
229 vs.
Indian Motocycle Company.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jacob M. Newman and Elsa Schwartz Newman, Executors of the Estate of Edgar Newman, Deceased, Petitioners,
230 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, ex rel. Oscar Mannisto, Petitioner,
233 vs.
Rudolph Reimer, Commissioner of Immigration, Ellis Island, New York Harbor.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wilber J. Mansfield and Frank B. Mansfield, Petitioners,
234 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgia Railway & Electric Company and Georgia Power Company, Petitioners,
235 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George D. Morgan, Petitioner,
236 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United Stated Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Philadelphia National Bank, Petitioner,
237 vs.
H. D. Raff, Administrator of the Estate of Z. W. Davis, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward F. Hutton and Cox & Stevens, Inc., Petitioners,
240 vs.
Torger Torgerson.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Brady Wright, Charles Watson, Robert Mays, et al., Petitioners,
241 vs.
Ayer & Lord Barge Company and Steamer "A. I. Baker."

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, on Behalf of Various Trustees and Receivers of the Bankruptcy Court, etc., Petitioner,
242 vs.
S. H. Squire, Superintendent of Banks of Ohio, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The People of Puerto Rico, Petitioner, vs. Luis F. Velazquez. 243

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Sentinel Life Insurance Company, Petitioner, vs. Eda E. Blackmer. 244

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Navigazione Generale Italiana, Petitioner, vs. Philip Elting, Collector of Customs of the Port of New York. 245

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. Verna Weatherford Davis, Administratrix of the Estate of W. C. Davis, Deceased, Petitioner,
246 vs.
Louisville & Nashville Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bausch & Lomb Optical Company, et al., Petitioners,
247 vs.
Roy M. Wahlgren, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Evert A. Bancker, Petitioner,
248 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein, to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ross M. Lindsay, as Receiver of the Workers Enterprise Bank of Bennettsville, South Carolina, Petitioner,

249 vs.

William Elliott and Robert Gage, as Receivers of the Peoples State Bank of South Carolina.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Constance Carter (Wilkes) Hirsig, Joined by Her Husband Lawrence M. Hirsig, Petitioners,

250 vs.

The Travelers Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Brea Canon Oil Company, Petitioner,

251 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Montana, Wyoming & Southern Railroad Company, Petitioner,
253 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Walsh Construction Company, Petitioner,
254 vs.
United States Guarantee Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. D. Curtiss, Trustee, et al., Petitioners,
255 vs.
Susan B. Humphrey.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sommer & Maca Glass Machinery Corporation, Kurt Sommer and Paul Maca, Petitioners,
256 vs.
Jay M. Johnson and Johnson Fare Box Company, etc.

On petition for writ of certiorari to the Appellate Court of the State of Illinois, 1st District.

On consideration of the petition for a writ of certiorari herein to the Appellate Court of the State of Illinois, 1st District,- and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Blue Rose Oil Co., Petitioner,
259 vs.
People of the State of Illinois, ex rel. Otto Kerner, Attorney General of the State of Illinois.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William E. Callison, Petitioner,
260 vs.
J. B. Pickens and John Mullins, Partners, Under the Name and Style of Western Sales Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. L. Durell, Petitioner,
261 vs.
Herbert Pearson, Receiver of Holston-Union National Bank of Knoxville, Tennessee.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hermann F. W. Mutzenbecher, et al., Petitioners,
263 vs.
Sumner Ballard.

On petition for writ of certiorari to the Court of Appeals of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Standard Wholesale Phosphate and Acid Works, Inc., Petitioner,
264 vs.
The General Chemical Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The People of Puerto Rico, Petitioner,
266 vs.
White Star Bus Line, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Federico Stallforth, Petitioner,
267 vs.
Gut T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United State Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David G. Gustason, Petitioner,
269 vs.
California Trust Company, Santa Monica Land and Water Co., Ltd., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anne M. Evans, Petitioner,
271 vs.
Missouri State Life Insurance Company.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mortgage Loan Company and Reppa B. Goodson, Petitioners,
274 vs.
Orville Livingston, Trustee in Bankruptcy of the Buckingham Realty Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clair McMullen, Petitioner,
275 vs.
Pennsylvania Railroad Company.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Valentine G. Burton, Petitioner,
276 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Gutenkunst, Petitioner,
277 vs.
The State of Wisconsin.

On petition for writ of certiorari to the Supreme Court of the State of Wisconsin.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Wisconsin, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Interstate Trust & Banking Company in Liquidation, et al., Petitioners,
278 vs.
Jones County, Mississippi.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. Arthur House, Petitioner,
282 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Navigazione Generale Italiana, Petitioner,
284 vs.
Phillip Elting, as Collector of Customs of the Port of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William D. Chadick, Petitioner,
286 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George W. Balkwill, Petitioner,
291 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George W. Balkwill, Petitioner,
292 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George W. Balkwill, Petitioner,
293 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is here, denied.

Per Mr. Chief Justice Hughes.

George W. Balkwill, Petitioner,
294 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of Certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George W. Balkwill, Petitioner,
295 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert J. Hoage, Deputy Commissioner of the United States Employees' Compensation Commission and Annie Lurig, Petitioners,
296 vs.
Hartford Accident and Indemnity Company.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Niagara Falls Power Company,
Petitioner,
298 vs.
The Water Power and Control Commission of the State of New York.

On petition for writ of certiorari to the Appellate Division of the Supreme Court of the State of New York, 3rd Judicial Department.

On consideration of the petition for a writ of certiorari herein to the Appellate Division of the Supreme Court of the State of New York, 3rd Judicial Department, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Williams Pocahontas Coal Company,
Petitioner,
299 vs.
Berwind Land Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New England Newspaper Publishing Company, Petitioner,
300 vs.
Frank E. Bonner.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Moses Cohen, Petitioner,
304 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Nathan Rosenbaum, Petitioner,
305 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Nathan Cohen, Petitioner,
306 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward Godfried, Petitioner,
307 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. E. Kerr, Trustee in Bankruptcy of the Estate of John Henry Kirby,
Petitioner,
vs.
Southwestern Lumber Company of New Jersey.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

308

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Oklahoma State Bank of Enid,
Petitioner,
vs.
Fidelity & Deposit Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

310

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

L. J. Houze Convex Glass Company,
Petitioner,
vs.
The United States.

On petition for writ of certiorari to The Court of Claims.

311

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henrietta Mitchell, Petitioner,
314 vs.
Citizens State Bank of Chicago and
Otto J. Gondolf.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Andrew K. Sorensen, Petitioner,
331 vs.
Chilton C. Collins, Trustee.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Barnett Witt and Charles Witt,
Petitioners,
315 vs.
Michael Berman, as Trustee in Bankruptcy
of Williams Supply Co., Inc., Bankrupt.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ward M. Canaday, Inc., Petitioner,
318 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles Benton Walker, Petitioner,
320 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Margaret M. Putnam, et al.,
Petitioners,
321 vs.
Harold L. Ickes, Secretary of the Interior, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis G. Lassig, et al., Petitioners,
322 vs.
Harold L. Ickes, Secretary of the Interior, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charlotte Huegel Dunn, et al., Petitioners,
323 vs.
Harold L. Ickes, Secretary of the Interior, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John C. Abbot, et al., Petitioners,
324 vs.
Harold L. Ickes, Secretary of the Interior, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Olive Utt Hill, et al., Petitioners,
325 vs.
Harold L. Ickes, Secretary of the Interior, et al.

On petition for writ of certiorari to the United States Court of Appeals For the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Paul Everett Thompson, et al., Petitioners,
326 vs.
Harold L. Ickes, Secretary of the Interior, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Archibald Hull, et al., Petitioners,
327 vs.
Harold L. Ickes, Secretary of the Interior, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Elmer Fordham, et al., Petitioners,
328 vs.
Harold L. Ickes, Secretary of the Interior, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Arthur O'Toole, Petitioner,
329 vs.
State of New Jersey.

On petition for writ of certiorari to the Court of Errors and Appeals of the State of New Jersey.

On consideration of the petition for a writ of certiorari herein to the Court of Errors and Appeals of the State of New Jersey, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Freeport Texas Company, Petitioner,
330 vs.
Frank C. Bowers, as Executor of the Estate of Frank K. Bowers, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. T. Hays, as Trustee in Bankruptcy of the Estate of Harris Brothers, et al., etc., Petitioners,
332 vs.
Versa Sue Harris, Nell M. Harris, Sweet Harris, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harold H. Woodbury and C. T. MacNeille, et al., etc., Petitioners,
333 vs.
Commerce Trust Company, First National Bank in St. Louis, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William J. Dante, Executor of Lee Hutchins, Deceased, Petitioner,
334 vs.
Galen L. Tait, Collector of Internal Revenue for the District of Maryland.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Floyd M. Boster, Petitioner,
337 vs.
First National Bank-Detroit, a Federal Banking Corporation, and C. O. Thomas, Receiver, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. A. Smith, C. H. Moses, and A. J. Kempner, Petitioners,
338 vs.
A. J. Russell, Former Collector of Internal Revenue for the District of Arkansas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

B. Kuppenheimer & Company, Inc., Petitioner,
339 vs.
George S. Mornin, as Receiver of Commercial National Bank of Waterloo, Iowa, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank Borgia, Petitioner,
340 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William L. Mellis, Petitioner,
342 vs.
Maryland Casualty Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Union Agricultural and Industrial College of Arkansas, Inc., et al., Petitioners.
343 vs.
Arkansas Baptist College, Inc., et al.

On petition for writ of certiorari to the Supreme Court of the State of Arkansas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Arkansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry D. Brown, Petitioner,
344 vs.
Eugene L. Garey and the Chase National Bank of the City of New York, as Executors of the Estate of James M. Hoyt, Deceased, et al.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. O. Irby, Petitioner,
345 vs.
State of Arkansas, ex rel Attorney General.

On petition for writ of certiorari to the Supreme Court of the State of Arkansas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Arkansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Samuel J. Ossen and Mamie Ossen, Petitioners,
347 vs.
Mutual Trust Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Norge Corporation, Petitioner,
352 vs.
The Long Island Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Arnold Constable Corporation, Petitioner,
353 vs.
Commercial Operating Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Walter J. Kelley, Ancillary Administrator of the Estate of Edward A. Kelley, Deceased, Petitioner,
354 vs.
Robert S. Bright, Executor of James G. Darden, Deceased.

On petition for writ of certiorari to the Court of Appeals of the State of Maryland.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of Maryland, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. Griffiths Hughes, Inc., Petitioner,
355 vs.
Federal Trade Commission.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Continental Illinois National Bank & Trust Company of Chicago, Petitioner,
358 vs.
The Columbian National Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chicago Gravel Company, Petitioner,
359 vs.
The Columbian National Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Seifer Furniture Company, Petitioner,
361 vs.
Charles L. Surprise, as Trustee in Bankruptcy of L. H. Seifer & Sons, Incorporated, Bankrupt.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ennalls Waggaman, Petitioner,
364 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Wilson Brown, III, Petitioner,
365 vs.
Gesellschaft fur Drahtlose Telegraphie, M. B. H., a Corporation.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

International Visible Systems Corporation, Petitioner,
366 vs.
Remington Rand, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wichita Falls and Southern Railroad Company, Frank Kell and L. N. Bassett, Petitioners,

369 vs.

Henry M. Holbrook.

On petition for writ of certiorari to the Supreme Court of the State of Texas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Texas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

S. O. Pottorff, Receiver of the First National Bank of El Paso, Texas, Petitioner,

370 vs.

Adine Stafford, a Feme Sole.

On petition for writ of certiorari to the Court of Civil Appeals of the State of Texas, 8th Supreme Judicial District.

On consideration of the petition for a writ of certiorari herein to the Court of Civil Appeals of the State of Texas, 8th Supreme Judicial District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American-Hawaiian Steamship Company, Petitioner,

371 vs.

Fred Weisthoff, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William D. Gordon, Secretary of Banking of the Commonwealth of Pennsylvania, Petitioner,
372 vs.
Bernard Heller.

On petition for writ of certiorari to the Supreme Court of the State of Michigan.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Michigan, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Union Guardian Trust Company, Receiver of Andy Battani and Julius Battani, etc., et al., Petitioners,
373 vs.
Guardian National Bank of Commerce of Detroit, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles Lee Coggin, Trustee in Bankruptcy of W. Ellisen Graham, Petitioner,
378 vs.
Hartford Accident & Indemnity Company, a Connecticut Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. B. Morton, Petitioner, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

380

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Missouri Pacific Railroad Company, Petitioner, vs. D. B. Bartlett. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

383

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Daniel Tracy Beers, Petitioner, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

384

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Warner-Quinlan Company, Petitioner, vs. Swan-Finch Oil Corporation and Standard Oil Company of New Jersey. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

387

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. G. Triplett, R. M. Triplett, A. Nelson, et al., Petitioners,
388 vs.
Percival D. Lowell, Francis W. Dunmore and Dubilier Condenser Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Atlantic Coast Line Railroad Company, Petitioner,
389 vs.
Mrs. Josephine McDonald, Administratrix of the Estate of W. N. McDonald, Deceased.

On petition for writ of certiorari to the Court of Appeals of the State of Georgia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of Georgia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Holmes Hall, Petitioner,
390 vs.
Universal Oil Products Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward W. Dennis, Petitioner,
391 vs.
New York Central Railroad Company.

On petition for writ of certiorari to the Supreme Court of the State of Ohio.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

North Western Refrigerator Line Company, Petitioner,
393 vs.
C. E. Erving and T. M. Stevens, as Receivers of the Mobile & Ohio Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clifton Manufacturing Company, Petitioner,
394 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Annie S. Allen, et al., Petitioners,
395 vs.
John C. Bethea, et al.

On petition for writ of certiorari to the Supreme Court of the State of South Carolina.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of South Carolina, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lake's Laundry, Inc., Petitioner,
397 vs.
Samuel G. Braun, Commercial Credit Corporation and the American Laundry Machinery Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dan C. Hesselberg and Jennie Hesselberg, Petitioners,
398 vs.
Aetna Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Magnolia Petroleum Company, et al., Petitioners,
400 vs.
J. H. Walker, Commissioner of the General Land Office of the State of Texas.

On petition for writ of certiorari to the Supreme Court of the State of Texas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Texas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Peter Jennello, Petitioner,
406 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. G. Dodson and Mrs. C. M. Dodson, Co-Partners Trading as the Ironized Yeast Company, Petitioners,
408 vs.
Federal Trade Commission.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ruben Condenser Company and P. R. Mallory & Co., Inc., Petitioners,
421 vs.
Aerovox Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Noah Stewart, Appellant,
142 O.T. 1934 vs.
Robert Keyes, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Youngstown Sheet & Tube Company, et al., Appellants,
552 O.T. 1934. vs.
The United States of America, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Peters Patent Corporation, Petitioner,
601 O.T. 1934. vs.
Bates & Klinke, Inc.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harold E. West, et al., etc., Appellants,

648 O.T. 1934. vs.

Chesapeake & Potomac Telephone Company of Baltimore City.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Angelo Herndon, Appellant,

665 O.T. 1934. vs.

The State of Georgia.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry Clay Allison, Appellant,

704 O.T. 1934. vs.

The State of Texas.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louisville Joint Stock Land Bank, Petitioner,

717 O.T. 1934. vs.

William W. Radford, Sr.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States of America, ex rel. Marcos Tetonis, Petitioner,

887 O.T. 1934. vs.

Frances Perkins, Secretary of Labor, et al., etc.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Abraham Dektor, Petitioner,
979 O.T. 1934. vs.
Overbrook National Bank of Philadelphia.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. Newkirk Wheeler, Petitioner,
1002 O.T. 1934. vs.
The United States of America.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Georgia, Complainant,
—, Original. vs.
Henry Morgenthau, Jr., Secretary of the Treasury, et al.

Motion for leave to file bill of complaint submitted by Mr. B. D. Murphy for the complainant.

William D. Payne, Petitioner,
5 vs.
The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

It appearing to the Court that counsel for the respective parties have filed a stipulation providing for the dismissal of the writ of certiorari in this cause;

Therefore, in pursuance of said stipulation, it is ordered by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

C. F. Smith Company, Kroger Grocery & Baking Co., Great Atlantic & Pacific Tea Co., et al., Appellants,

220 vs.

Orville E. Atwood, as Secretary of State of the State of Michigan, et al., etc.

Appeal from the Supreme Court of the State of Michigan.

It appearing to the Court that counsel for the respective parties have filed a stipulation providing for the dismissal of the appeal in this cause without costs to any of the parties;

Therefore, in pursuance of said stipulation, it is ordered by this Court that the appeal in this cause be, and the same is hereby, dismissed without costs.

Per Mr. Chief Justice Hughes.

Edward B. Douglas, Petitioner,

1 vs.

Levi M. Willcuts, as Collector of Internal Revenue for the District of Minnesota.

Argued by Mr. Leland W. Scott for the petitioner and by Mr. Assistant Attorney General Wideman for the respondent.

Bayside Fish Flour Company, Appellant,

2 vs.

J. Dale Gentry, Earl B. Gilmore, I. Zellerbach, et al.

Appeal from the District Court of the United States for the Northern District of California.

This cause having been called for hearing on the transcript of the record from the District Court of the United States for the Northern District of California; and no counsel appearing for the appellant and no briefs having been filed for any of the parties;

Therefore, in pursuance of the 21st rule of this Court, and on motion of counsel for the appellees, it is ordered, adjudged, and decreed by this Court that the decree of the said District Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Schuylkill Trust Company, Appellant,

3 vs.

Commonwealth of Pennsylvania.

Argued by Mr. John Robert Jones for the appellant and by Mr. Manuel Kraus for the appellee. Leave granted to appellant to file additional brief within one week.

Compagnie Generale Transatlantique, Petitioner,

6 vs.

Philip Elting, Collector of Customs, Port of New York; and

Hamburg-American Line, Petitioner,

7 vs.

Philip Elting, Collector of Customs, Port of New York.

Argued by Mr. Roger O'Donnell for the petitioners and by Mr. Assistant Attorney General MacLean for the respondent.

James C. Colgate, Appellant,

8 vs.

Erwin M. Harvey, Tax Commissioner of the State of Vermont.

Argument commenced by Mr. Edward J. Dimock for the appellant.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

TUESDAY, OCTOBER 15, 1935

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Victor E. Anderson, It is ordered that Gaines R. Barrett, Esquire, of Union City, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wallace R. Lane, It is ordered that George D. Busher, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. LeBaron Sampson, It is ordered that Edwin A. Howes, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Anthony J. Grasso, It is ordered that Anthony A. E. DeLucia, Esquire, of New Haven, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Maurice Morris, It is ordered that Norris C. Bakke, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

James C. Colgate,

Appellant,

8 vs.

Erwin M. Harvey, Tax Commissioner
of the State of Vermont.

The argument of this case was continued by Mr. E. J. Dimock for the appellant; by Mr. Guy M. Page for the appellee and concluded by Mr. Seymour P. Edgerton for the appellee.

Atlanta, Birmingham and Coast Railroad Company, Appellant,

9 vs.

The United States of America and Interstate Commerce Commission.

This case was argued by Mr. Carl H. Davis for the appellant, and by Mr. Carl McFarland for the appellees.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

10 vs.

City Bank Farmers Trust Company, as Trustee, etc.

This case was argued by Mr. David E. Hudson for the petitioner, and by Mr. Russell L. Bradford for the respondent.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

14 vs.

Waldemar R. Helmholz, as Sole Devisee, etc.

The argument of this case was commenced by Mr. David E. Hudson for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock

WEDNESDAY, OCTOBER 16, 1935

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Arthur G. Brode, It is ordered that A. C. Muir, Esquire, of Memphis, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles J. Kappler, It is ordered that Norman A. Gray, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wallace R. Lane, It is ordered that John F. Ryan, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Burton Smith, It is ordered that J. Aldrich Hall, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Loren A. Lutts, It is ordered that Ray L. Chesebro, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert Shelton Lisenby, It is ordered that Leo P. Kitchen, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles J. Kappler, It is ordered that Fernando G. Tranbarger, Esquire, of Clarendon, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry O. Glasser, It is ordered that Hyman I. Fischback, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George M. Elliott, It is ordered that Charles Seligson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

14 vs.

Waldemar R. Helmholz, as Sole Devisee, etc.

The argument of this case was continued by Mr. David E. Hudson for the petitioner, and concluded by Mr. James Quarles for the respondent.

Thomas W. White, Former Collector of Internal Revenue, Petitioner,

36 vs.

Mary Adelaide Poor, et al., etc.

This case was argued by Mr. David E. Hudson for the petitioner, and by Mr. H. LeBaron Sampson for the respondent.

The Chandler & Price Company, Petitioner,

11 vs.

Brandtjen & Kluge, Inc. et al.

The argument of this case was commenced by Mr. Wallace R. Lane for the petitioner, and continued by Mr. Dean S. Edmonds for the respondents.

THURSDAY, OCTOBER 17, 1935

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Rolland Lee Nutt, It is ordered that Herbert E. Locke, Esquire, of Augusta, State of Maine, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bynum E. Hinton, It is ordered that Alexander M. Heron, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward W. Shepard, It is ordered that Adrian T. Tate, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. M. Richardson Lyeth, It is ordered that Frederick H. Van Houten, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chandler & Price Company, Petitioner,

11 vs.

Brandtjen & Kluge, Inc., et al.

The argument of this case was continued by Mr. Dean S. Edmonds for the respondents, and concluded by Mr. Wallace R. Lane for the petitioner.

American Surety Company of New York, Petitioner,

12 vs.

Westinghouse Electric Manufacturing Company, et al.

This case was argued by Mr. Hugh H. Obear for the petitioner, and by Mr. Edward H. Cushman for the respondents.

Becker Steel Company of America, Petitioner,

13 vs.

Homer S. Cummings, Attorney General of the United States, etc., et al.

This case was argued by Mr. E. Crosby Kindleberger for the petitioner, and by Mr. Assistant Attorney General Dickinson for the respondents.

A. S. Alexander, H. D. Rummel, et al., Petitioners,

15 vs.

J. H. Hillman, Jr., et al.; and

A. S. Alexander, H. D. Rummel, et al., Petitioners,

16 vs.

J. H. Hillman, Jr., et al.

The argument of these cases was commenced by Mr. David A. Reed for the petitioners, and continued by Mr. Alexander J. Barron for the respondents.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Lynn A. Williams, It is ordered that Albin C. Ahlberg, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Camden R. McAtee, It is ordered that Morris D. Meyer, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. U. Bon Geaslin, It is ordered that Ezra Z. Shapiro, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Leonard L. Kalish, It is ordered that Louis Necho, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harlan Wood, It is ordered that I. C. Blackwood, Esquire, of Spartanburg, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harlan Wood, It is ordered that Charles Edwin Paine, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles A. Russell, It is ordered that Walter Barton Herendeen, Esquire, of Elmira, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles A. Russell, It is ordered that Benjamin Potoker, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Loren A. Butts, It is ordered that Allen W. Ashburn, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Borax Consolidated, Limited, and Pacific Coast Borax Company, Petitioners,
34 vs.
The City of Los Angeles.

Leave was granted to file brief of the Standard Oil Company of California as amicus curiae herein on motion of Mr. Seth W. Richardson in that behalf, with leave to petitioner to reply thereto by Friday next, on motion of Mr. Allen W. Ashburn for the petitioner.

A. S. Alexander, H. D. Rummel, et al., etc., Petitioners,

15 vs.

J. H. Hillman, Jr., et al.; and

A. S. Alexander, H. D. Rummel, et al., etc., Petitioners,

16 vs.

J. H. Hillman, Jr., et al.

The argument of these cases was continued by Mr. Alexander J. Barron for the respondents, and concluded by Mr. Davis A. Reed for the petitioners.

T. A. Morrissey and James M. O'Brien, Trustee, etc., Petitioners,

17 vs.

Commissioner of Internal Revenue.

This case was argued by Mr. Theodore B. Benson for the petitioners, and by Mr. James W. Morris for the respondent.

The United States, Petitioner,

21 vs.

Atlantic Mutual Insurance Company.

This case was argued by Mr. J. Frank Staley for the petitioner, and by Mr. J. M. Richardson Lyeth for the respondent.

Proclamation being made the Court adjourned until Monday next, at 12 o'clock.

MONDAY, OCTOBER 21, 1935

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John A. Selby, It is ordered that Percival E. Jackson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles C. Collins, It is ordered that John Joseph Baecher, Esquire, of Norfolk, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William E. Lee, It is ordered that Raymond J. Compton, Esquire, of Potlatch, State of Idaho, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Earl Whittier Shinn, It is ordered that Walter A. Raymond, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank T. Post, It is ordered that Antone E. Russell, Esquire, of Spokane, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Laurence Graves, It is ordered that Arthur M. Kracke, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hartwell Cabell, It is ordered that James M. Lown, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard S. LeRoy, It is ordered that Richard Harrington Levet, Esquire, of White Plains, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles M. Trammell, It is ordered that Vernon E. Cook, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alfred S. Barnard, It is ordered that Edward L. Loftin, Esquire, of Asheville, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry M. Ward, It is ordered that John H. Beasley, Esquire, of Terre Haute, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry L. Jacobs, It is ordered that James Balco, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counselllor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mrs. Mabel Walker Willebrandt, It is ordered that Mrs. Vera A. Mankinen, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mrs. Mabel Walker Willebrandt, It is ordered that John J. Sirica, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mrs. Mabel Walker Willebrandt, It is ordered that J. Justine Franco, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry B. Morrow, It is ordered that Carl E. Bailey, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry B. Morrow, It is ordered that B. Fred Taylor, Jr., Esquire, of Osceola, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis A. Gravelle, It is ordered that Curry Jackson Martin, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following orders of the Court:

Bingham Land Company, Appellant,
482 vs. Appeal from the Supreme Judicial Court of the State of Maine.
Central Maine Power Company.

This cause came on to be heard on the transcript of the record from the Supreme Judicial Court of the State of Maine, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Bingham Land Company, Appellant,
482 vs. Appeal from the Supreme Judicial Court of the State of Maine.
Central Maine Power Company.

Treating the appeal papers herein from the Supreme Judicial Court of the State of Maine as an application for a writ of certiorari;

On consideration whereof, it is ordered by this Court that the said application for a writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Percy H. Ostrander, as Administrator of
the Estate of Clara H. Stoddard, Deceased,
et al., Appellants, Appeal from the Supreme Court of the
488 vs. State of Ohio.
Fred W. Preece, as Administrator With the
Will Annexed of the Estate of Joseph M.
Stoddard, Deceased, et al.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for want of a substantial federal question.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk, and will not be announced orally."

The State of Georgia, Complainant,
—, Original. vs.
Henry Morgenthau, Jr., Secretary of
the Treasury, et al.

A rule is ordered to issue returnable on Monday, November 11, next, requiring the defendants to show cause why leave to file the Bill of Complaint should not be granted.

Per Mr. Chief Justice Hughes.

Elinor Dorrance Hill, Appellant,
193 vs.
J. H. Thayer Martin, State Tax
Commissioner, etc. and

Ethel M. Dorrance et al., Appellants,
194 vs.
J. H. Thayer Martin, State Tax
Commissioner, etc.

On consideration of the motion to advance these cases,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and that the cases be, and the same are hereby, assigned for argument on Monday, November 11, next.

Per Mr. Chief Justice Hughes.

C. S. Tuttle, Albert J. Peterson,
et al., etc., Petitioners,
428 vs. Order allowing certiorari.
Sam Harris, J. Rose and I. Gordon,
Petitioning Creditors.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Maurice G. Clarke, Henry T. Clarke, and John T. Clarke, Petitioners,
392 vs.
The Hot Springs Electric Light and Power Company, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jenny Wren Company, Petitioner,
402 vs.
Eugene O. Sykes, Hampson Gary, Thad H. Brown, et al., etc.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United State of America, ex rel. Albert G. Christmas, et al., Petitioners,
405 vs.
The City of Asbury Park, a Municipal Corporation of the State of New Jersey, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Riverside & Dan River Cotton Mills, Inc., a Corporation, Petitioner,
407 vs.
The United States.

On petition for writ of certiorari to The Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frederic C. Peck, Clara S. Peck and Samuel Child, Executors of the Will of Clara S. Peck, Deceased, Petitioners,
409 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George C. Shinn, Trustee in Bankruptcy of Edmund D. Rheem, Petitioner,
410 vs.
Lewis M. Milborne, Deputy Collector of Internal Revenue, etc.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert M. Henry, State Treasurer of the State of Wisconsin, Petitioner,
411 vs.
Wadhams Oil Company.

On petition for writ of certiorari to the Supreme Court of the State of Wisconsin.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Wisconsin, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Mutual Life Insurance Company of New York, Petitioner,
412 vs.
Joseph Markowitz and Rose Markowitz.

On petition for writ of certiorari to The United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New York Life Insurance Company, Petitioner,
413 vs.
Louis Y. Kaufman, Sometimes Known as Louis Y. Koefman, etc.

On petition for writ of certiorari to The United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Walter W. Austin, Petitioner,
414 vs.
C. O. Thomas, Receiver of First National Bank-Detroit.

On petition for writ of certiorari to The United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Julius E. Schick, Petitioner,
415 vs.
Samuel Goldstein.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Missouri, at the Relation of Weightstill Woods, Petitioner,
416 vs.
Hon. Mike G. Sevier, Judge, and others.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had.

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Root Refining Company, Petitioner,
417 vs.
Universal Oil Products Company.

On petition for writ of certiorari to The United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Root Refining Company, Petitioner,
418 vs.
Universal Oil Products Company.

On petition for writ of certiorari to The United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James V. Allred, Governor of the State of Texas, et al., Petitioners,
419 vs.
Stanolind Oil & Gas Company and Shell Petroleum Corporation.

On petition for writ of certiorari to The United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chung Yim, Petitioner,
422 vs.
The United States of America.

On petition for writ of certiorari to The United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Export Leaf Tobacco Company, Petitioner,
423 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to The United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Smith Paper Company, Petitioner,
124 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to The United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

T. O. Williams Company, Petitioner,
125 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to The United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jacksonville Terminal Company, Petitioner,
126 vs.
Geneva Blackshear, as Administratrix of the Estate of David Blackshear, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Florida.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Florida, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edwin W. Edwards, David Brown, Herbert Weeks, et al., etc., Petitioners,
429 vs.
The Rector, Churchwardens and Vestrymen of Trinity Church, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wishnick-Tumpeer, Inc., Petitioner,
430 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Evening Star Newspaper Company, Petitioner,
431 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Walter B. Bedell, Petitioner,
432 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

L. E. (Len) Chapman, Petitioner,
433 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. E. (Hank) Chapman, Petitioner,
434 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Central Vermont Railway, Inc.,
Petitioner,
436 vs.
Leone C. Kierce, as Administratrix, etc.,
of John P. Kierce, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Central Vermont Railway, Inc., Petitioner, vs. Robert E. Pearson, as Administrator, etc., of Charles E. Pearson, Deceased. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

437

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dr. W. H. Quigley, Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

438

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Baltimore and Ohio Railroad Company, Petitioner, vs. Amelia L. Wolf, Administratrix, etc.

165

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

O R D E R .

The Court will take a recess from Monday, October 28th, to Monday, November 11th, next.

Per Mr. Chief Justice Hughes.

Frank Collis Bowers, as Executor, etc., Petitioner,

510 vs.

The Farmers' Loan and Trust Company, as Trustee, etc., and

Frank Collis Bowers, as Executor, etc., Petitioner,

511 vs.

The Farmers' Loan and Trust Company, as Trustee, etc.

On consideration of the motion to extend the time to December 1, next, within which to file brief of respondent in these cases,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

John Wilson Brown, III, Petitioner,

365 vs.

Gesellschaft fur Drahtlose Telegraphie, M. B. H., a Corporation.

On consideration of the motion of counsel for the petitioner to withhold the issuance of the order denying the petition for writ of certiorari in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

State of Arkansas, Complainant,

—, Original. vs.

State of Tennessee.

Motion for leave to file bill of complaint submitted by Mr. Carl E. Baily for the complainant.

The Bassick Manufacturing Company, Petitioner,

23 vs.

The R. M. Hollingshead Company.

Argued by Mr. Lynn A. Williams for the petitioner, and by Mr. Frank S. Busser for the respondent.

G. S. Rogers, Doing Business as Rex Duplex Fitting Company, et al.,

31 vs. Petitioners,

Alemite Corporation.

Argued by Mr. Leonard L. Kalish for the petitioners, and by Mr. Lynn A. Williams, for the respondent.

George W. McCandless, as Receiver of Duquesne Gas Corporation, Petitioner,

26 vs.

Maxime H. Furlaud, et al.

Argument commenced by Mr. Ralph Royall for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

TUESDAY, OCTOBER 22, 1935

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. David G. Bress, It is ordered that James P. Donovan, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert W. Davis, It is ordered that John E. Gardner, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James B. Flynn, It is ordered that John Francis Millyard, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Townsend, It is ordered that Claude E. Koss, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hayner N. Larson, It is ordered that Robert Driscoll, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. G. F. Snyder, It is ordered that Harry L. Wassell, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Burton Smith, It is ordered that Campbell Yerger, Esquire, of Memphis, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. McNulty, It is ordered that Crawford Johnson, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hartwell Cabell, It is ordered that Milton D. Ignatius, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

George W. McCandless, as Receiver of
Duquesne Gas Corporation, Petitioner,
26 vs.
Maxime H. Furlaud, et al.

Argument continued by Mr. Ralph Royall for the petitioner, by Mr. Louis B. Eppstein for the respondent, and concluded by Mr. Ralph Royall for the petitioner.

Bessie Villa and Max Peterson, Appellants,

27 vs.

George S. Van Schaick, Superintendent of Insurance of the State of New York.

Argument commenced by Mr. Hartwell Cabell for the appellants.

The Court declined to hear further argument.

Raybestos-Manhattan, Inc., Petitioner,

20 vs.

The United States.

Argued by Mr. Charles H. LeFevre for the petitioner and by Mr. A. F. Prescott for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Frederick R. Gibbs, It is ordered that Arthur A. Goldsmith, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Enrietto, It is ordered that Hugh T. Fullerton, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Herbert H. Maujeks, It is ordered that Clark J. A. Hazelwood, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Irving Herriott, It is ordered that W. Ward Smith, Esquire, of Evanston, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Selig C. Brez, It is ordered that Edwin A. Falk, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugo L. Black, It is ordered that George Washington Paine, Esquire, of Bessemer, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Harry S. Silverstein, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America, Petitioner,

401 vs.

William M. Butler, et al., Receivers of Hocsac Mills Corporation.

Motion to advance submitted by Mr. Solicitor General Reed for the petitioner in support of the motion and by Mr. Edward R. Hale, Mr. Bennett Sanderson, and Mr. Edmund M. Toland for the respondent in opposition thereto.

Borax Consolidated Limited, et al., Petitioners,

34 vs.

The City of Los Angeles.

Argued by Mr. A. W. Ashburn for the petitioners and by Mr. Loren A. Butts for the respondent.

Pete Di Giovanni and Mary Di Giovanni, Petitioners,

28 vs.

Camden Fire Insurance Association.

Argued by Mr. Harry L. Jacobs for the petitioners and by Mr. Walter A. Raymond for the respondent.

Richey V. Graham, Petitioner,

29 vs.

The White-Phillips Company, Inc.

Argument commenced by Mr. James J. Barbour for the petitioner and continued by Mr. William L. Patton for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, OCTOBER 24, 1935

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mrs. Helen Louise Bowman, It is ordered that E. Sara Rubenstein, of Dayton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James M. Beck, It is ordered that Ed C. Brewer, Esquire, of Clarksdale, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert E. Stephan, It is ordered that David L. Davies, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Karl Fenning, It is ordered that John M. Caruthers, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gustav A. Iverson, It is ordered that Jesse R. Smith, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mckendree, It is ordered that Elihu Holland Moore, Esquire, of Newburn, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. D. A. McDougal, It is ordered that James W. Irwin, Esquire, of Okmulgee, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Richey V. Graham, Petitioner,

29 vs.

The White-Phillips Company, Inc.

Argument continued by Mr. William L. Patton for the respondent and concluded by Mr. James J. Barbour for the petitioner.

Nancy K. McFeely, Petitioner,

24 vs.

Commissioner of Internal Revenue;

The United States of America, Petitioner,

110 vs.

The First National Bank of Boston, et al., Trustees, etc.;

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

111 vs.

Frances G. Lee;

Rufus R. Rand, Jr., Petitioner,

439 vs.

Guy T. Helvering, Commissioner of Internal Revenue; and

Isabel K. Dibblee, Petitioner,

494 vs.

Commissioner of Internal Revenue.

Three and three-fourths hours allowed for oral argument. Argument commenced by Mr. Robert Driscoll for the petitioners in Nos. 439 and 494; continued by Mr. H. B. Wassell for petitioner in No. 24; by Mr. Assistant Attorney General Wideman for the United States and the Commissioner of Internal Revenue; by Mr. George S. Fuller for the respondent in No. 110; by Mr. Hugh W. McCulloch for the respondent in No. 111; and concluded by Mr. Assistant Attorney General Wideman for the United States and Commissioner of Internal Revenue.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

25 vs.

St. Louis Union Trust Company, as Successor Trustee, etc.

Argument commenced by Mr. David E. Hudson for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

FRIDAY, OCTOBER 25, 1935.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Charles B. McInnis, It is ordered that James Lenox Banks, Jr., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph F. O'Brien, It is ordered that John J. Cummings, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Selig C. Frez, It is ordered that Murray C. Bernays, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugo A. Newman, It is ordered that Mark L. Rowley, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter H. Pollak, It is ordered that Stanley Clarke, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugo A. Newman, It is ordered that Homer L. McCormick, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

United States of America, Interstate Commerce Commission, et al., Appellants,

— vs.

The Chesapeake & Ohio Railway Company, et al.

Motion to abate so much of final decree as stayed order of Interstate Commerce Commission submitted by Mr. Golden W. Bell for the appellants, with leave to appellees to file an opposition thereto by Monday next on motion of Mr. J. Carter Fort for the appellees.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

25 vs.

St. Louis Union Trust Company, as Successor Trustee, etc., et al.

Argument continued by Mr. David E. Hudson for the petitioner, and concluded by Mr. Daniel N. Kirby for the respondent.

Louis J. Becker, Collector of Internal Revenue, Petitioner,

262 vs.

St. Louis Union Trust Company, et al.

Argued by Mr. David E. Hudson for the petitioner, and by Mr. Crawford Johnson for the respondent. Leave granted respondent to file additional brief within five days.

Pacific States Box and Basket Company, Appellant,

48 vs.

Max Gehlhar, as Director of Agriculture for the State of Oregon, et al.

It appearing to the Court that counsel for the respective parties have filed a stipulation providing for the substitution of S. T. White, now the duly qualified and acting Director of Agriculture for the State of Oregon, in place of Max Gehlhar, and for the substitution of Frank McKennon, now the duly qualified and acting Chief of the Division of Plant Industry of the Department of Agriculture for the State of Oregon, in place of Chas. A. Cole, and counsel for the appellant having moved the Court to make such substitution,

Therefore, in pursuance of said stipulation and motion, it is ordered by this Court that S. T. White, present Director of Agriculture, and Frank McKennon, present Chief of the Division of Plant Industry, be substituted as parties appellees in place of Max Gehlhar and Chas. A. Cole, respectively, and that the cause be so continued and maintained against the said substituted appellees.

Per Mr. Chief Justice Hughes.

Pacific States Box and Basket Company, Appellant,

48 vs.

S. T. White, as Director of Agriculture of the State of Oregon, et al.

Argued by Mr. Arthur A. Goldsmith for the appellant, and by Mr. Willis S. Moore for the appellees. Leave granted appellant to file a supplemental brief.

Proclamation being made the Court is adjourned until Monday, October 28th next, at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Isaac Davenport Thorp, Esquire, of Rocky Mount, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Milton C. Murphy, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that John D. Goodloe, 3rd, Esquire, of Richmond, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Lon M. Rogers, Esquire, of Lexington, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. McNulty, It is ordered that Franklin T. Hammond, Jr., Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George H. Zoutzius, It is ordered that Edward G. Sievers, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James A. Hoffman, It is ordered that William A. Strauch, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David Wiener, It is ordered that Irving Sachs, Esquire, of Bayonne, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. D. Stewart, It is ordered that William A. Wilson, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul P. Myers, It is ordered that Alvin M. Lane, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund D. Campbell, It is ordered that Seldon S. McNeer, Esquire, of Huntington, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ivan P. Tashof, It is ordered that Frank M. Marks, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dean Hill Stanley, It is ordered that James Cumming Webster, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following orders of the Court:

Secesh Dredging, Mining and Milling Company, Inc., Appellant,
485 vs.
R. M. Carrey, Robert Carrey, E. S. Walker, et al.

Appeal from the Supreme Court of the State of Idaho.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Idaho, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Secesh Dredging, Mining and Milling Company, Inc., Appellant,
485 vs.
R. M. Carrey, Robert Carrey, E. S. Walker, et al.

Appeal from the Supreme Court of the State of Idaho.

Treating the appeal papers herein from the Supreme Court of the State of Idaho as an application for a writ of certiorari;

On consideration whereof, it is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bessie Villa and Max Peterson,
Appellants,
27 vs.
George S. Van Schaick, Superintendent of
Insurance of the State of New York.

Appeal from the Supreme Court of the State of New York.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a properly presented federal question.

Per Mr. Chief Justice Hughes.

The Chesapeake & Ohio Railway Company,
et al., Appellants,
549 vs.
The United States of America, et al.; and

The United States of America, et al.,
Appellants,
550 vs.
The Chesapeake & Ohio Railway Company, et al.

In these cases probable jurisdiction is noted. The cases are advanced and assigned for argument on Wednesday, November 13, next. Consideration of the motion to abate so much of the decree as stayed the operation and enforcement of the order of the Interstate Commerce Commission is postponed to the hearing of the cases on the merits.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appeal upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

The State of Arkansas, Complainant,

—, Original. vs.

The State of Tennessee.

On consideration of the motion for leave to file the bill of complaint in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted; and process is ordered to issue returnable on Monday, January 6, 1936.

Per Mr. Chief Justice Hughes.

The United States of America,

Petitioner,

401 vs.

William M. Butler, et al., Receivers of Hoosac Mills Corporation.

On consideration of the motion to advance this case,

It is ordered by the Court that the said motion be, and the same is hereby, granted, and the case is assigned for argument on Monday, December 9, next.

Per Mr. Chief Justice Hughes.

St. Joseph Stock Yards Company,

Appellant,

497 vs. Order allowing certiorari.

The United States of America, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The United States of America,

Petitioner,

443 vs.

Certain Lands in the City of Louisville, Jefferson County, Kentucky, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Thomas E. Cahill, Petitioner,

466 vs.

Mayflower Bus Lines, Inc., and The New York, New Haven & Hartford Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied for the reason that application for the writ of certiorari was not made within the time provided by law.

Per Mr. Chief Justice Hughes.

Southern Pacific Company, Petitioner,

440 vs.

Edna C. Hackley, as Administratrix of the Estate of Lewis R. Hackley, Deceased.

On petition for writ of certiorari to the District Court of Appeal of the State of California, 3rd Appellate District.

On consideration of the petition for a writ of certiorari herein to the District Court of Appeal of the State of California, 3rd Appellate District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ellen Downey, Administratrix of the Estate of Timothy C. Downey, Deceased, Petitioner,

441 vs.

Charles M. Thomson, Trustee of the Chicago and Eastern Illinois Railway Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Trafford Oil and Gas Company, Petitioner,

444 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Madelene Geiger, as Administratrix of the Estate of Sarah Jane Merle, Deceased, Petitioner,

445 vs.

Henry J. Merle, William F. Merle, Jr., et al.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. Newkirk Wheeler, Petitioner,
449 vs.
Robert E. Clark, United States Marshal for the Southern District of California.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Pacific Company and American Bonding Company, Petitioners,
450 vs.
Robert McKinley, Administrator of the Estate of F. J. McGinley, Deceased.

On petition for writ of certiorari to the Court of Civil Appeals of the State of Texas, 8th Supreme Judicial District.

On consideration of the petition for a writ of certiorari herein to the Court of Civil Appeals of the State of Texas, 8th Supreme Judicial District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Pacific Company and American Bonding Company, Petitioners,
451 vs.
William E. Clayton, Administrator of the Estate of Lee Allen Miller, Deceased.

On petition for writ of certiorari to the Court of Civil Appeals of the State of Texas, 8th Supreme Judicial District.

On consideration of the petition for a writ of certiorari herein to the Court of Civil Appeals of the State of Texas, 8th Supreme Judicial District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
452 vs.
James Speyer.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
453 vs.
Emanuel Solomon Ullmann.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
454 vs.
W. L. Honnald.

On petition for writ of certiorari to The United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Shamrock Oil Company, Petitioner,
457 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Tracy C. Drake, John B. Drake, et al., Petitioners,
459 vs.
Metropolitan Life Insurance Company, a Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Tracy C. Drake, John B. Drake, et al., Petitioners,
460 vs.
Metropolitan Life Insurance Company, a Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Loretta M. West, Petitioner,
461 vs.
Bina West Miller, The Northern Trust Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bell-Dowlen Mills, Petitioner,
463 vs.
Mrs. Sallie Draper.

On petition for writ of certiorari to the Supreme Court of the State of Tennessee.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Tennessee, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Board of Commissioners of the Port of New Orleans, et al., Petitioners,
464 vs.
North American Fruit & Steamship Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Public Warehouses of Pittsburgh, Inc., etc., et al., Petitioners,
465 vs.
Fidelity & Deposit Company of Maryland.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mock Investment Company, Petitioner,
467 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Consumers Natural Gas Company, Petitioner,
470 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edwin S. George, Petitioner,
471 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harold F. Johnston, Receiver of the First National Bank of Blissfield, Michigan, Petitioner,
472 vs.
Henry Goll and Jennie Goll, His Wife.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Andrew J. Baker, Ancillary Receiver of Van Camp Milk Company, Petitioner,
473 vs.
W. J. Kennedy Dairy Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Mutual Life Insurance Company of New York, Petitioner,
475 vs.
Mary Noel Gregory, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Shawkee Manufacturing Company,
Glenshaw Glass Company, et al.,
Petitioners,
483 vs.
Hartford-Empire Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States Radiator Corporation,
Petitioner,
484 vs.
Louise Ezzell Henderson.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John B. Wolfe, Petitioner,
487 vs.
The Travelers Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Thomas J. Mooney,

Petitioner.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Peter Jenello, Petitioner,

406 vs.

The United States of America.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

—, Original.

Ex Parte: Northern Insurance Company

of New York, Petitioner.

Motion for leave to file petition for writ of mandamus submitted by Mr. J. L. Kohl for the petitioner.

Commonwealth Trust Company of Pitts-

burgh, Trustee, etc., et al.,

Petitioners,

273 vs.

Arthur R. Atwood, Receiver of The Bank

of Pittsburgh National Association.

The resignation of Arthur R. Atwood, as Receiver of The Bank of Pittsburgh National Association, and the appointment of Avery J. Bradford, having been suggested;

It is, on motion and stipulation of counsel, ordered by this Court that Avery J. Bradford, present Receiver of The Bank of Pittsburgh National Association, be substituted and made the party respondent and that the cause be so continued and maintained.

Per Mr. Chief Justice Hughes.

—, Original.

State of Texas, Complainant,

vs.

State of New Mexico, et al.

Motion for leave to file Bill of Complaint submitted by Mr. Richard F. Burges for the complainant.

Ethan McNabb and William Bagley, Petitioners,

341 vs.

The People of the State of California.

On petition for writ of certiorari to the Supreme Court of the State of California.

It appearing to the Court that counsel for the petitioners have filed a motion providing for the dismissal of the petition for writ of certiorari in this cause;

Therefore, in pursuance of said motion, it is ordered by this Court that the petition for writ of certiorari in this cause, be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

David Lipman, Petitioner,

513 vs.

Arthur V. Goebel, et al.

Motion to print an abbreviated record submitted by Mr. Harry N. Pritzker for the petitioner.

Proclamation being made the Court is adjourned until Monday, November 11 next, at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Donald V. Hunter, It is ordered that Humbert B. Powell, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Wattawa, It is ordered that John S. Hurley, Esquire, of Manchester, State of New Hampshire, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Duane E. Minard, It is ordered that Thomas McNulty, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward Clifford, It is ordered that John J. Dillon, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. D. Heywood Hardy, It is ordered that Harlan Besson, Esquire, of Hoboken, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. D. Heywood Hardy, It is ordered that Otmar J. Pellet, Esquire, of Hoboken, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles B. McInnis, It is ordered that Jacob Mertens, Jr., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Philip Ershler, It is ordered that Bernard Lee Blum, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James A. Travis, It is ordered that Charles N. Warbasse, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James A. Travis, It is ordered that Robert E. Gnos, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur F. Mullen, It is ordered that George U. Gleissner, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur F. Mullen, It is ordered that Sol Silverman, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James A. Travis, It is ordered that Herold A. Fitzpatrick, Esquire, of Meriden, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney, It is ordered that Mark F. Hughes, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney. It is ordered that Francis P. McGlenty, Jr., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Henry T. Ivers, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney, It is ordered that Edward J. Bennett, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney, It is ordered that Herold M. Corbin, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugo L. Black, It is ordered that Gordon A. Goodwin, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugo L. Black, It is ordered that Charles N. Dewey, Esquire, of Worcester, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

American Surety Company of New York, Petitioner,

12 vs.

Westinghouse Electric Manufacturing Company, et al.

On writ of certiorari to the United State Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Florida.

Per Mr. Justice Cardozo.

Dissenting opinion by Mr. Justice Roberts.

George W. McCandless, as Receiver of Duquesne Gas Corporation, Petitioner,

26 vs.

Maxime H. Furlaud, Kingston Corporation, Byron Corporation, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court of Appeals dated March 11, 1935, reversing the decree of the District Court and dismissing the bill of complaint, in this cause be, and the same is hereby, reversed.

And it is further ordered, adjudged, and decreed by this Court that the decree of the District Court, in this cause be, and the same is hereby, modified as indicated in the opinion of this Court and, as thus modified, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for further proceedings in conformity with the opinion of this Court. Costs in this Court to be taxed against the respondents.

Per Mr. Justice Cardozo.

Dissenting opinion by Mr. Justice Roberts in which Mr. Justice McReynolds, Mr. Justice Sutherland, and Mr. Justice Butler concur.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

10 vs.

City Bank Farmers Trust Company, as Trustee Under an Agreement with Gertrude Feldman James, Deceased.

On writ of certiorari to the United State Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Dissenting: Mr. Justice Van Devanter, Mr. Justice McReynolds, Mr. Justice Sutherland, and Mr. Justice Butler.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

14 vs.

Waldemar R. Helmholz, as Sole Devisee and Legatee Under the Will of Irene C. Helmholz.

On writ of certiorari to the United States Court of Appeals for the District of Columbia.

This cause came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said United States Court of Appeals.

Per Mr. Justice Roberts.

Mr. Justice Brandeis, Mr. Justice Stone, and Mr. Justice Cardozo concur in the result on the ground last stated in the opinion.

Thomas W. White, Former Collector of Internal Revenue, Petitioner,

36 vs.

Mary Adelaide Poor, et al., Surviving Executors.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Massachusetts.

Per Mr. Justice Roberts.

Mr. Justice Brandeis, Mr. Justice Stone, and Mr. Justice Cardozo concur in the result.

Nancy K. Mc Feely, Petitioner,
24 vs.
Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Dissenting: Mr. Justice Brandeis, Mr. Justice Stone, and Mr. Justice Cardozo.

The United States of America,
Petitioner,
110 vs.
The First National Bank of Boston,
et al., Trustees, etc.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Massachusetts.

Per Mr. Justice Roberts.

Dissenting: Mr. Justice Brandeis, Mr. Justice Stone, and Mr. Justice Cardozo.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
111 vs.
Frances G. Lee.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Roberts.

Dissenting: Mr. Justice Brandeis, Mr. Justice Stone, and Mr. Justice Cardozo.

Rufus R. Rand, Jr., Petitioner,
439 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Dissenting: Mr. Justice Brandeis, Mr. Justice Stone, and Mr. Justice Cardozo.

Isabel K. Bibblee, Petitioner, vs. Commissioner of Internal Revenue. 494

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Dissenting: Mr. Justice Brandeis, Mr. Justice Stone, and Mr. Justice Cardozo.

Kate A. Ogle, Petitioner, vs. Guy T. Helvering, Commissioner of Internal Revenue. 137

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

It appearing to the Court that counsel for the respective parties have filed a stipulation in the above entitled cause providing that the decision of this Court in the case of Reed vs. Helvering, Commissioner, No. 439, October Term, 1935, shall control the decision in this case and that the decision in the instant case shall abide the decision in case No. 439; and this Court having reversed the judgment of the United States Circuit Court of Appeals for the Eighth Circuit in case No. 439 on November 11, 1935;

It is, pursuant to said stipulation, ordered and adjudged by this Court that the judgment of the United States Circuit Court of Appeals for the Second Circuit, in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court rendered in case No. 439.

Per Mr. Justice Roberts.

Schuylkill Trust Company, Appellant, Appeal from the Supreme Court of the
3 vs. State of Pennsylvania.
The Commonwealth of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Pennsylvania, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Justice Cardozo in which Mr. Justice Brandeis and Mr. Justice Stone join.

Raybestos-Manhattan, Inc., Petitioner, On writ of certiorari to the Court of
20 vs. Claims.
The United States.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, affirmed.

Per Mr. Justice Stone.

Pete Di Giovanni and Mary Di Giovanni, Petitioner, vs. Camden Fire Insurance Association. 28

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Missouri for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Becker Steel Company of America, Petitioner, vs. Homer S. Cummings, Attorney General of the United States, etc., et al. 13

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Dissenting opinion by Mr. Justice Roberts in which Mr. Justice Sutherland concurs.

The Chandler & Price Company, Petitioner, vs. Brandtjen & Kluge, Inc., and Joseph Freeman, Inc.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

11

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of New York.

Per Mr. Justice Butler.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. St. Louis Union Trust Company, as Successor Trustee to Liberty Central Trust Company, as Sole Residuary Legatee and Distributee of the American Estate of William J. Orthwein, Deceased, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

25

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Sutherland.

Dissenting opinion by Mr. Justice Stone in which The Chief Justice, Mr. Justice Brandeis, and Mr. Justice Cardozo join.

Louis J. Becker, Collector of Internal Revenue, Petitioner,
262 vs.
St. Louis Union Trust Company and William Edwin Guy, Executors of the Estate of William Evans Guy, Deceased.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Missouri.

Per Mr. Justice Sutherland.

Dissenting: The Chief Justice, Mr. Justice Brandeis, Mr. Justice Stone, and Mr. Justice Cardozo.

Atlanta, Birmingham and Coast Railroad Company, Appellant,
9 vs.
The United States of America and the Interstate Commerce Commission.

Appeal from the District Court of the United States for the Northern District of Georgia.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Georgia, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Brandeis.

Richey V. Graham, Petitioner,
29 vs.
The White-Phillips Company, Inc.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of United States for the Southern District of Illinois for further proceedings.

Per Mr. Justice McReynolds.

Edward B. Douglas, Petitioner,
1 vs.
Levi M. Willcuts, as Collector of Internal Revenue for the District of Minnesota.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Minnesota.

Per Mr. Chief Justice Hughes.

Borax Consolidated, Limited, and Pacific Coast Borax Company, Petitioners, vs. The City of Los Angeles.

34

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of California.

Per Mr. Chief Justice Hughes.

Dissenting: Mr. Justice McReynolds.

The Chief Justice announced the following orders of the Court:

Walter N. Smith, Appellant, vs. General Hugh S. Johnson, Administrator of the N. R. A., et al.

492

Appeal from the District Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and was argued by counsel.

On consideration whereof, It is ordered, adjudged and decreed by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Joseph M. Purcell, Appellant,

509 vs.

New York Central Railroad Company.

On consideration of the motion for leave to file the statement as to jurisdiction in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Joseph M. Purcell, Appellant,

509 vs.

New York Central Railroad Company.

Appeal from the Supreme Court of the State of New York.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a properly presented federal question.

Per Mr. Chief Justice Hughes.

Joseph M. Purcell, Appellant,

509 vs.

New York Central Railroad Company.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Capitol Endowment Company, Appellant, vs. The State of Ohio, ex rel. C. H. Bowen, Supervisor of Bond Investment Companies. — Appeal from the Supreme Court of the State of Ohio.

530

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the reason that the judgment sought here to be reviewed is based upon a non-federal ground adequate to support it.

Per Mr. Chief Justice Hughes.

George Allison & Co., Inc., et al., Appellants, vs. The United States of America, and Interstate Commerce Commission. — Appeal from the District Court of the United States for the Southern District of New York.

531

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and was argued by counsel.

On consideration whereof, It is ordered, adjudged and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk, and will not be announced orally."

State of Texas, Complainant,

—, Original. vs.

State of New Mexico.

On consideration of the motion for leave to file the bill of complaint in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted; and process is ordered to issue returnable on Monday, January 13, 1936.

Per Mr. Chief Justice Hughes.

—, Original.

Ex Parte: Northern Insurance Company of New York, Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Wyoming, Complainant,

10, Original. vs.

State of Colorado.

On consideration of the motion to reassign this cause for hearing,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and the case is set for hearing on Monday, February 10, 1936, brief for complainant to be filed on or before December 5 next, and brief for defendant on or before January 25 next.

Per Mr. Chief Justice Hughes.

Bayside Fish Flour Company,

Appellant,

2 vs.

J. Dale Gentry, et al.

On consideration of the stipulation filed by counsel for the respective parties to vacate and set aside the judgment of this Court entered in the above entitled case on October 14, 1935, and to restore the case to the docket,

It is ordered by this Court that the judgment entered herein on October 14, 1935, be, and the same is hereby, vacated and set aside, and the case is restored to the docket, to be submitted without oral argument upon briefs to be filed by the appellant on or before December 2 next and by appellees on or before December 16 next.

Per Mr. Chief Justice Hughes.

David Lipman, Petitioner,

513 vs.

Arthur V. Goebel and Edward Schatz.

On consideration of the motion for leave to print an abbreviated record in this case,

It is ordered by this Court that the said motion be, and the same is hereby, granted. Within ten days the respondents may present, for the consideration of the Court, any objections they may have to the record as abbreviated.

Per Mr. Chief Justice Hughes.

James Walter Carter, Petitioner,

563 vs.

Carter Coal Company, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James Walter Carter, Petitioner,

563 vs.

Carter Coal Company, et al.

On consideration of the motion for a temporary restraining order and for temporary injunction herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert G. Stone and Carrie M. Stone,

Trustees, etc., Petitioners,

202 vs.

Thomas W. White, Former Collector of

Internal Revenue, etc.

On consideration of the motion to extend the time within which to file a petition for rehearing until the expiration of the present term of Court,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Arthur Gooch,

559 vs.

The United States of America.

On consideration of the motion for leave to proceed herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Sam Mattes, Petitioner,

562 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sam Mattes, Petitioner, | On petition for writ of certiorari to

562 vs. | the United States Circuit Court of

The United States of America. | Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Northern Pacific Railway Company, Appellant

529 vs.

State of Washington.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

John D. Bingaman, as Commissioner of Revenue

of the State of New Mexico, et al., Appellants,

520 vs.

Golden Eagle Western Lines, Inc.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Bus and Transport Securities Corporation,

Petitioner,

490 vs. Order allowing certiorari.

Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted, and the case is assigned for argument immediately following No. 187.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

566 vs. Order allowing certiorari.

William B. McIlvaine and John P. Wilson, Jr., Trustees Under Deed of Trust of John P. Wilson.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted, and the case is assigned for argument immediately following No. 169.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

National Box Company, Petitioner,

448 vs. On petition for writ of certiorari to the Court of Claims.

The United States.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States, Petitioner,
455 vs.
Ford Motor Company, a Corporation.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Honorable Ernest A. O'Brien,
Petitioner,
462 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. W. Lee, as Comptroller of the State of Florida, Intervener, Petitioner,
468 vs.
William R. Kenan, Jr. and Scott M. Loftin, as Receivers of the Florida East Coast Railway Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James D. Lowry, Petitioner,
469 vs.
J. Raymond McCarl, Comptroller General of the United States, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. Windt, et al., Petitioners,
476 vs.
A. S. Lindy, et al.

On petition for writ of certiorari to the Supreme Court of the State of Tennessee.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Tennessee, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles C. Riggs, Petitioner,
478 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Arthur H. Lamborn, Petitioner,
479 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George H. Logan, Petitioner,
480 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Karl E. Lindgren, Petitioner,
481 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Julius I. Peyser, Petitioner,
486 vs.
Edward B. McLean.

On petition for writ of certiorari to the Court of Appeals of the State of Maryland.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of Maryland, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wells Fargo Bank & Union Trust Co., as Executor of the Last Will and Testament of Frederick A. Robbins, etc., Deceased, Petitioner,
491 vs.
John P. McLaughlin, Collector of Internal Revenue for the United States, at San Francisco.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Curreri, Petitioner,
474 vs.
George C. Vice, United States Marshal for the Northern District of California, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Julius Lovine & Company and Menasha Products Company, Petitioners,
493 vs.
Automatic Paper Machine Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Greensboro Gas Company, Petitioner,
495 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Intermountain Building and Loan Association, et al., Petitioners,
496 vs.
Guadalupe R. Gallegos, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Adolph L. Herrheimer, Petitioner,
500 vs.
The First National Bank of Beverly Hills, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Aladdin Manufacturing Company, Petitioner,
501 vs.
The Mantle Lamp Company of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert Simon, Petitioner,
502 vs.
City Cab Company, Inc.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

National Lead Company, National Veneer Package Company, Checotah Real Estate Development Company, et al.,
Petitioners,
504 vs.
The City of St. Louis.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John M. J. Reinhard, Trustee in Bankruptcy of Mark T. Bowers, etc.,
Petitioner,
506 vs.
Mark T. Bowers, Bankrupt and Ella L. Bowers, His Wife.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Irving Trust Company, as Trustee in Bankruptcy of Mountze Brothers, a Co-partnership, et al., Petitioners,
508 vs.
City of Los Angeles, California, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Allen Moore, et al., Petitioners,
512 vs.
Elizabeth H. Backus and Seymour W. Backus, Administrators of the Estate of E. W. Backus, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Washburn Crosby Company, Petitioner,
514 vs.
Dan W. Nee, Individually and as Collector of Internal Revenue for the Western District of Missouri.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank C. Bowers, as Executor of the Last Will and Testament of Frank K. Bowers, Deceased, Petitioner,
518 vs.
Samuel Untermyer.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
519 vs.
George M. Chisholm.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James Stanley Joyce, Petitioner,
534 vs.
Thomas J. Humbird, C. C. Koerner and Francis Butler, Trustees, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William T. Joyce Company, Petitioner,
535 vs.
Thomas J. Humbird, C. C. Koerner and Francis Butler, Trustees, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William T. Joyce Company, Petitioner,
536 vs.
Thomas J. Humbird, C. C. Koerner and Francis Butler, Trustees, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

York Heating and Ventilating Corporation, Appellant,
89 vs.
Ameen Malooly, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Vivian Wyecliffe Buie, Petitioner,
118 vs.
The United States of America.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Justus B. Linderholm, Petitioner,

128 vs.

The State of Kansas.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

People of the State of New York, ex rel Federal Motor Truck Co. of New York, Inc., Petitioner,

131 vs.

Thomas M. Lynch, et al., etc.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Realty Acceptance Corporation, Petitioner,

152 vs.

Henry G. Montgomery.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Winthrop Taylor, Petitioner,

183 vs.

Commissioner of Internal Revenue.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Nathan Amchanitzky, Petitioner,

212 vs.

The United States.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anne M. Evans, Petitioner,

271 vs.

Missouri State Life Insurance Company.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgia M. Spruill, Petitioner,

317 vs.

William T. Ballard, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Arthur O'Toole, Petitioner,

329 vs.

State of New Jersey.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William L. Nellis, Petitioner,

342 vs.

Maryland Casualty Company.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Continental Illinois National Bank &

Trust Company of Chicago, Petitioner,

358 vs.

The Columbian National Life Insurance Company.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chicago Gravel Company, Petitioner,

359 vs.

The Columbian National Life Insurance Company.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Wilson Brown, III, Petitioner,

365 vs.

Gesellschaft fur Drahtlose Telegraphie M. B. H., a Corporation.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles Lee Goggin, Trustee, etc., Petitioner,

378 vs.

Hartford Accident & Indemnity Company.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Holmes Hall, Petitioner,

390 vs.

Universal Oil Products Company, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James V. Allred, Governor, etc.,

et al., Petitioners,

419 vs.

Stanolind Oil & Gas Company, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jacksonville Terminal Company, Petitioner,

426 vs.

Geneva Blackshear, as Administratrix, etc.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Peerless Stages, Inc., Appellant,

458 vs.

Railroad Commission of the State of California, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lee Moor, Petitioner,

49 vs.

Texas and New Orleans Railroad Company.

On consideration of the motion of Mr. Solicitor General Reed for leave to file a brief as amicus curiae and to appear and present oral argument on behalf of the United States in this case,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

The State of Nebraska, Complainant,

13, Original. vs.

The State of Wyoming.

Motion of Platte Valley Public Power and Irrigation District for leave to intervene submitted by Mr. Arthur F. Mullen in support of the motion and by Mr. Ray E. Lee for the defendant in opposition thereto.

State of Georgia, Complainant,

—, Original. vs.

Henry Morgenthau, et al.

Return to the rule to show cause presented.

Peter Van Der Weyde, Petitioner,

4 vs.

Ocean Transport Company, Ltd., etc.

Motion of respondent to print additional parts of the record submitted by Mr. Lane Summers, Mr. W. H. Hayden and Mr. F. T. Merritt for the respondent.

Elinor Dorrance Hill, Appellant,

193 vs.

J. H. Thayer Martin, State Tax Commissioner, etc., and

Ethel M. Dorrance, et al., Appellants,

194 vs.

J. H. Thayer Martin, State Tax Commissioner, etc.

Argument commenced by Mr. William A. Schnader for the Appellants and continued by Mr. Duane E. Minard for the Appellee.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Lyle F. O'Rouke, It is ordered that Emmeline Elizabeth Ferris, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alfred L. Bennett, It is ordered that Otto George Kuklinski, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

MONDAY, APRIL 24, 19

— In the Matter of Otto G. Cook. The motion to amend the attorney roll to show the change of name of Otto G. Kuklinski to Otto G. Cook is granted.

On motion first made to the Court in this behalf by Mr. Harrison B. McCawley, It is ordered that Fred A. Ironside, Jr., Esquire, of Butte, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul M. Segal, It is ordered that Garnet C. Rainey, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Elinor Dorrance Hill, Appellant,

193 vs.

J. H. Thayer Martin, State Tax Commissioner of the State of New Jersey, et al., etc., and

Ethel M. Dorrance, George Morris Dorrance, M. D., et al., etc., Appellants,

194 vs.

J. H. Thayer Martin, State Tax Commissioner of the State of New Jersey, et al., etc.

Argument continued by Mr. Duane E. Minard for the appellees; and concluded by Mr. Wm. A. Schnader for the appellants.

The United States of America, Appellant,

22 vs.

Fred Hastings.

Argued by Mr. Assistant Attorney General Keenan for the appellant, and by Mr. James M. Beck for the appellee.

The Klamath and Modoc Tribes, et al., Petitioners,

30 vs.

The United States.

Argued by Mr. G. Carroll Todd for the petitioners, and by Mr. Assistant Attorney General Blair for the respondent.

Milwaukee County,

32 vs. (Certificate)

M. E. White Company.

Argument commenced by Mr. Herbert H. Naujoks for Milwaukee County.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William B. O'Connell, It is ordered that Frank N. Hickman, Esquire, of Tulsa, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney, It is ordered that Henry T. Stetson, Esquire, of Orange, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elmer B. Collins, It is ordered that Walter S. Orr, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elmer B. Collins, It is ordered that Francis L. Casey, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Klevs, It is ordered that A. A. Brock, Esquire, of Sacramento, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Milwaukee County,

32 vs. (Certificate)

M. E. White Company.

Argument continued by Mr. Herbert H. Naujoks for Milwaukee County; by Mr. Irving Herriott for M. E. White Company; and concluded by Mr. Clark J. A. Hazelwood for Milwaukee County.

The Chesapeake and Ohio Railway Company,

et al., Appellants,

549 vs.

The United States of America, Interstate

Commerce Commission, et al.; and

The United States of America, Interstate

Commerce Commission, et al., Appellants,

550 vs.

The Chesapeake and Ohio Railway Company, et al.

Leave granted Mr. David C. Walls to appear and present oral argument for the Commonwealth of Kentucky, pro hac vice, on motion of Mr. Nelson Thomas in that behalf. Argument commenced by Mr. M. Carter Hall for Chesapeake and Ohio Railway Company, et al.; continued by Mr. Nelson Thomas for the United States and Interstate Commerce Commission; by Mr. David C. Walls for the Commonwealth of Kentucky, pro hac vice, by special leave of Court; and concluded by Mr. Robert E. Quirk for Island Creek Coal Company.

R. L. Wall, W. B. Tilton, et al., etc., Appellants,

35 vs.

Janet McNee, a feme sole.

Argued by Mr. H. E. Carter for the appellants; and by Mr. D. C. Hull for the appellee.

D. Del Vecchio, Trading as Peoples
Hardware Stores, et al., Petitioner,
37 vs.
Bonnie L. Bowers.

Argument commenced by Mr. James E. McCabe for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Benjamin Poss, It is ordered that Benjamin P. Saltzstein, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Price, It is ordered that Joseph K. Brown, Esquire, of Bristol, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James P. Barnes, It is ordered that Max M. Weisman, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Allan Maxwell, It is ordered that Philip Harper Allen, Esquire, of Oakland, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Benjamin Poss, It is ordered that John H. Schlintz, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Kerr, It is ordered that Frank E. Withrow, Esquire, of La Crosse, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel W. McIntosh, It is ordered that J. R. Modrall, Esquire, of Santa Fe, State of New Mexico, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the COurt in this behalf by Mr. Benjamin Poss, It is ordered that Joseph P. Brazy, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

D. Del Vecchio, Trading as Peoples
Hardware Stores, et al., Petitioners,
37 vs.
Bonnie L. Bowers.

Argument continued by Mr. James E. McCabe for the petitioners; by Mr. John H. Burnett for the respondent; and concluded by Mr. James E. McCabe for the petitioners.

DeForest Hulburd, Petitioner,
39 vs.
Commissioner of Internal Revenue.

Argued by Mr. John E. Hughes for the petitioner, and by Mr. M. A. Townsend for the respondent.

The United States of America,

Petitioner,

40 vs.

Gus L. Constantine, alias Dr. Gus.

Argued by Mr. Gordon Dean for the petitioner, and by Mr. William S. Pritchard for the respondent.

The United States of America,

Petitioner,

46 vs.

Roger Kesterson, et al.

Submitted by Mr. Solicitor General Reed, Mr. Assistant Attorney General Keenan, Mr. Mahlon D. Kiefer, Mr. Gordon Dean, and Mr. W. Marvin Smith for the petitioner, and by Mr. Frank Hickman for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

FRIDAY, NOVEMBER 15, 1935.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Charles B. Rugg, It is ordered that Robert A. Lavender, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles M. Hay, It is ordered that William M. Anderson, Esquire, of Jefferson City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel Becker, It is ordered that Wallace Reiss, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles B. Rugg, It is ordered that George H. Mirick, Esquire, of Worcester, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lewis M. G. Baker, It is ordered that Guy L. Webb, Esquire, of Knoxville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Hughes, Jr., It is ordered that Frederick W. P. Lorenzen, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Hughes, Jr., It is ordered that Harold L. Smith, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Rickert Rice Mills, Inc., Petitioner,

577 vs.

Rufus W. Fontenot, Individually, etc.;

A. B. Dore, Petitioner,

578 vs.

Rufus W. Fontenot, Individually, etc.;

United Rice Milling Products Co., Inc., Petitioner,

579 vs.

Rufus W. Fontenot, Individually, etc.;

Baton Rouge Rice Mill, Inc., Petitioner,

580 vs.

Rufus Fontenot, Individually, etc.;

T. Simon, Petitioner,

581 vs.

Rufus W. Fontenot, Individually, etc.;

Levy Rice Milling Co., Inc., Petitioner,

585 vs.

Rufus W. Fontenot, Individually, etc.;

Farmers Rice Milling Co., Inc., Petitioner,

586 vs.

Rufus W. Pontenot, Individually, etc.; and

Noble-Trotter Rice Milling Co., Inc.,

Petitioner,

587 vs.

Rufus W. Pontenot, Individually, etc.

Motion for time to file response to petitions for writs of certiorari and answers to motions for temporary injunctions submitted by Mr. Solicitor General Reed for the respondent in support of the motion, and by Mr. John P. Bullington for the petitioners in opposition thereto.

George Ashwander, et al., Petitioners,

403 vs.

Tennessee Valley Authority, et al.; and

George Ashwander, et al., Petitioners,

404 vs.

Tennessee Valley Authority, et al.

Motion of respondent Tennessee Valley Authority to advance submitted by Mr. Solicitor General Reed in that behalf with leave to Mr. James M. Beck for the petitioners, and to Mr. Solicitor General Reed to file memoranda respecting the time for filing brief of petitioners.

General Utilities and Operating Company,

Petitioner,

41 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

Argued by Mr. Hugh C. Bickford for the petitioner, and by Mr. J. Louis Monarch for the respondent.

Clyde Mallory Lines, Appellant,

43 vs.

The State of Alabama, ex rel

State Docks Commission.

Argued by Mr. Roscoe H. Hupper for the appellant, and by Mr. S. Palmer Gaillard, Jr., for the appellee.

Fox Film Corporation, Petitioner,

47 vs.

A. B. Muller.

Argued by Mr. Charles Evans Hughes, Jr., for the petitioner, and case submitted by Mr. Abram F. Myers for the respondent.

Proclamation being made the Court is adjourned until Monday, November 18, at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Robert E. Quirk, It is ordered that Corwin R. Bennett, Esquire, of Des Moines, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Prew Savoy, It is ordered that Vernon A. Vrooman, Esquire, of Des Moines, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert E. Cullison, It is ordered that Charles H. Keffer, Esquire, of Amarillo, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry P. Butler, It is ordered that Paul C. Whipp, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry P. Butler, It is ordered that John M. Downes, Esquire, of Scarsdale, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wm. Marshall Bullitt, It is ordered that Harry Cole Bates, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dwight L. Savage, It is ordered that Thomas Fitzhugh, Esquire, of Augusta, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Arnold Raum, Esquire, of Swampscott, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Shelby S. Faulkner, It is ordered that E. Riley Campbell, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Paul A. Dever, Esquire, of Cambridge, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that James J. Ronan, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Frank Staley, It is ordered that John DeKalb Keith, Esquire, of Gettysburg, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Frank Staley, It is ordered that Wm. Clarence Sheely, Esquire, of Gettysburg, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George W. Wickersham, It is ordered that Edson R. Sunderland, Esquire, of Ann Arbor, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Pacific States Box and Basket Company, Appellant,

vs.

S. T. White, as Director of Agriculture for the State of Oregon, et al.

Appeal from the District Court of the United States for the District of Oregon.

48

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Oregon, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brandeis.

The Chief Justice said:

"The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

R. L. Wall, W. B. Tilton, P. W. Hildebrand, et al., etc., Appellants,
35 vs.
Janet McNee, a Feme Sole.

Appeal from the District Court of the United States for the Southern District of Florida.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Florida, and was argued by counsel.

On consideration whereof, It is ordered, adjudged and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings to be taken independently of Section 266 of the Judicial Code.

Per Mr. Chief Justice Hughes.

Ex Parte: Paysoff Tinkoff,
—, Original. Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Georgia, Complainant,
—, Original. vs.
Henry Morgenthau, Jr., Individually and as Secretary of the Treasury, et al., etc.

On consideration of the motion for leave to file the bill of complaint in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and process is ordered to issue returnable on Monday, January 20, 1936.

Per Mr. Chief Justice Hughes.

State of Nebraska, Complainant,
13, Original. vs.
State of Wyoming.

On consideration of the motion of Platte Valley Public Power and Irrigation District for leave to intervene in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Rickert Rice Mills, Inc., Petitioner,

577 vs.

Rufus W. Pontenot, Individually, etc.;

A. B. Dore, Petitioner,

578 vs.

Rufus W. Pontenot, Individually, etc.;

United Rice Milling Products Co., Inc.,
Petitioner,

579 vs.

Rufus W. Pontenot, Individually, etc.;

Baton Rouge Rice Mill, Inc., Petitioner,

580 vs.

Rufus W. Pontenot, Individually, etc.;

T. Simon, Petitioner,

581 vs.

Rufus W. Pontenot, Individually, etc.;

Levy Rice Milling Co., Inc., Petitioner,

585 vs.

Rufus W. Pontenot, Individually, etc.;

Farmers Rice Milling Co., Inc., Petitioner,

586 vs.

Rufus W. Pontenot, Individually, etc.; and

Noble-Trotter Rice Milling Co., Petitioner,

587 vs.

Rufus W. Pontenot, Individually, etc.

On consideration of the Government's motion for additional time to file answers to the motions for temporary injunctions and responses to the petitions for certiorari in these cases,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and the Government's time to file such answers and responses is extended to Thursday, November 21, at noon, with the understanding that no

action will be taken by the Government by means of jeopardy assessment or otherwise to change the existing situation until the motions for injunctions have been passed upon by the Court. Petitioners may have until Friday, November 22, at noon, to file such replies to the answers and responses of the Government as they may be advised.

Per Mr. Chief Justice Hughes.

George Ashwander, et al., Petitioners,

403 vs.

Tennessee Valley Authority, et al., and

George Ashwander, et al., Petitioners,

404 vs.

Tennessee Valley Authority, et al.

On consideration of the motion to advance these cases,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and the cases are assigned for argument on Thursday, December 19, next; brief for petitioners to be filed on or before December 2 and brief for respondents to be filed on or before December 16.

Per Mr. Chief Justice Hughes.

In the matter of James L. Minnis.

—

On considering the brief filed on October 21, 1935, by James L. Minnis, of San Francisco, California, a member of the Bar of this Court, in the case of A-1 Garage v. Lange Investment Company, No. 489 of the October Term, 1935, and in particular the following statements on pages four to five thereof:

> "Petitioner's claim is not that the judges committed errors on a trial, but that they wilfully denied it a trial; not that they committed error in interpreting the lease or the law, but that they wilfully substituted for the lease fictions as affirmative facts, and for the law a fiction precisely the opposite of the law; not that the judges failed to deliberate, but that they did deliberate; not that they were exposed to temptation, but that they sought temptation and decided the case for two despicable purposes: one, to give petitioner's money to respondent; the other, to enable pawnbrokers, lessors and payees in innumerable installment purchase contracts of automobiles, baby buggies, electric refrigerators, household goods, musical instruments, radios, sewing machines, vacuum cleaners, washing machines, and a thousand other articles, to garner a harvest of penalties, which was approved by the judges of the state supreme court";

It is ordered that a rule issue, returnable within forty days, requiring said James L. Minnis to show cause why he should not be disbarred from further practice of the law in this Court for conduct unbecoming a member of the Bar of this Court.

Per Mr. Chief Justice Hughes.

Ashland Refining Company, Appellant,

538 vs.

Fred L. Fox, in His Own Right, etc.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The Pacific Telephone and Telegraph Company, Appellant,

544 vs.

The Tax Commission of the State of Washington, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Alice Lee Grosjean, Supervisor of
Public Accounts, etc., et al.,
Appellants,
555 vs.
The Texas Company.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Great Northern Railway Company, Appellant,
573 vs.
State of Washington.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

J. M. Wright, et al., Appellants,
551 vs.
Central Kentucky Natural Gas Company.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Northern Pacific Railway Company, Appellant,
529 vs.
State of Washington;

Great Northern Railway Company, Appellant,
573 vs.
State of Washington; and

Pacific Telephone & Telegraph Co., Appellant,
544 vs.
The Tax Commission of the State of Washington, et al.

On consideration of the motion to advance these cases,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and the cases are assigned for argument on Monday, January 13, next, in the following order, viz: 529, 573, 544.

Per Mr. Chief Justice Hughes.

Peter Van Der Weyde, Petitioner,

4 vs. Order allowing certiorari.

Ocean Transport Company, Ltd., a Corporation, Claimant of the Steamship "Taigen Maru," etc., et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted, limited to the question of the application to this controversy of the Treaty of Commerce and Navigation of July 4, 1827, between the United States and the Kingdom of Sweden and Norway.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Peter Van Der Weyde, Petitioner,

4 vs.

Ocean Transport Company, Ltd., a Corporation

Claimant, et al.

On consideration of the motion of respondent, Ocean Transport Company, Ltd., to print additional parts of the record in this case,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Great Western Power Company of California, Petitioner, Order allowing certiorari.

525 vs.

Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

A-1 Garage, Petitioner,	On petition for writ of certiorari to
489 vs.	the District Court of Appeal for the
Lange Investment Company.	State of California, 1st Appellate
	District.

On consideration of the petition for a writ of certiorari herein to the District Court of Appeals of the State of California, 1st Appellate District, and of the argument of counsel thereupon had.

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. T. Hudspeth, Petitioner,	On petition for writ of certiorari to-
503 vs.	the Supreme Court of the State of
State of Arkansas.	Arkansas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Arkansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marie De Veauvais Richards,	
Petitioner,	On petition for writ of certiorari to
505 vs.	the United States Court of Appeals
Nancye M. Lorleberg.	for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mobile and Ohio Railroad Company, Petitioner,
vs.
G. H. Rogers, Administrator of the Estate of John F. Rogers, Deceased.

507 — On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fannie V. W. Heard, et al., Petitioners,
vs.
Houston Gulf Gas Company, et al.

521 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Albert V. Foster, Petitioner,
vs.
The City of Chickasha, Oklahoma.

522 — On petition for writ of certiorari to the Supreme Court of the State of Oklahoma.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Oklahoma, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Standard Wholesale Phospate and
Acid Works, Inc., Petitioner,
264 vs.
The General Chemical Company.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Evans Terry Company, Appellant,
285 vs.
State of Mississippi, ex rel.
Greek L. Rice, Attorney General, etc., et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Howard J. Short, Appellant,
362 vs.
Board of the School District of
Upper Moreland Township, Pennsylvania, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Missouri, at the Relation
of Weightstill Woods, Petitioner,
416 vs.
Hon. Nike G. Sevier, Judge, and others.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

ORDER

The Court will take a recess from Monday, November 25, to Monday, December 9, next.

Per Mr. Chief Justice Hughes.

The State of New Jersey, Complainant,

10, Original O.T. 1934 vs.

City of New York.

Return to rule to show cause presented.

George Everett Legg, Petitioner,

54 vs.

E. St. John, Trustee.

On consideration of the motion by Mr. Robert Burrow that leave be granted Mr. Clayton Scyphers to appear and present oral argument for the respondent, pro hac vice, in this case,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

George Everett Legg, Petitioner,

54 vs.

E. St. John, Trustee.

Argument commenced by Mr. Wm. Marshall Bullitt for the petitioner; continued by Mr. Robert Burrow for the respondent; by Mr. Clayton Scyphers for the respondent, pro hac vice, by special leave of Court, and concluded by Mr. Henry Roberts for the petitioner. Leave granted respondent to file additional brief by Friday next.

Hopkins Federal Savings and Loan
Association, etc., et al., Petitioners,
55 vs.
Peter A. Cleary, et al.;

Reliance Building and Loan Associa-
tion, Petitioner,
56 vs.
Peter A. Cleary, et al., and

Northern Building and Loan Associa-
tion, Petitioner,
57 vs.
Peter A. Cleary, et al.

Argument commenced by Mr. Emery J. Woodall for the petitioners, and continued by Mr. Horace Russell for the petitioners, and by Mr. Joseph P. Brazy for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. F. Regis Noel, It is ordered that Lewis B. Eastmead, Esquire, of Union City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas J. McFadden, It is ordered that Ralph E. Tibbetts, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John P. Bullington, It is ordered that Carl W. Johnson, Esquire, of San Antonio, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lester D. Melzer, It is ordered that Robert D. Steefel, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Reginald S. Laughlin, It is ordered that Arnold Rumwell, Esquire, of Palo Alto, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George E. Strong, It is ordered that J. W. Anderson, Esquire, of Chattanooga, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Shelby S. Faulkner, It is ordered that L. J. Benckenstein, Esquire, of Beaumont, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward S. Bailey, It is ordered that Richard Huggard, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Golden W. Bell, It is ordered that Julius I. Puente, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thad H. Brown, It is ordered that Robert J. Beatty, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this bhhalf by Mr. Josephus C. Trimble, It is ordered that Chelsea O. Inman, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Hopkins Federal Savings and Loan Association,
etc., et al., Petitioners,
55 vs.
Peter A. Cleary, et al.;

Reliance Building and Loan Association,
Petitioner,
56 vs.
Peter A. Cleary, et al.; and

Northern Building and Loan Association,
Petitioner,
57 vs.
Peter A. Cleary, et al.

Argument concluded by Mr. Benjamin Poss for the respondents.

Robert H. Via, Appellant,
58 vs.
The State Commission on Conservation and
Development of the State of Virginia.

Argument commenced by Mr. William J. Hughes, Jr., for the appellant. The Court declined to hear further argument.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
174 vs.
Minnesota Tea Company.

Argued by Mr. J. Louis Monarch for the petitioner, and by Mr. Homer Hendricks for the respondent.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
175 vs.
E. C. Peterson; and

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
176 vs.
E. C. Peterson.

Argued by Mr. J. Louis Monarch for the petitioner, and by Mr. James G. Nye for the respondents.

John A. Nelson Company, Petitioner,
61 vs.
Commissioner of Internal Revenue.

Argument commenced by Mr. J. S. Seidman for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. Mc Reynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Miss Lillian Clawans, It is ordered that Ferdinand D. Masucci, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John M. Sternhagen, It is ordered that Arthur J. Mellott, Esquire, of Kansas City, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. L. Igoe, It is ordered that Robert F. Carey, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. L. Igoe, It is ordered that Robert Raymond Hanley, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Miller Kenyon, It is ordered that Howard N. Kenyon, Esquire, of Quantico, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. L. Igoe, It is ordered that Emmett J. McCarthy, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

John A. Nelson Company, Petitioner,
61 vs.
Commissioner of Internal Revenue.

Argument continued by Mr. J. S. Seidman for the petitioner, by Mr. J. Louis Monarch for the respondent, and concluded by Mr. J. S. Seidman for the petitioner.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
184 vs.
John J. Watts;

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
185 vs.
Hugh C. Sicard; and

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
186 vs.
Parker Sloane.

Argued by Mr. J. Louis Monarch for the petitioner and by Mr. Samuel Seabury for the respondents.

The G. & K. Manufacturing Company,

Petitioner,

187 vs.

Commissioner of Internal Revenue.

Argued by Mr. Llewellyn A. Luce for the petitioner and by Mr. J. Louis Monarch for the respondent.

Bus and Transport Securities Corporation,

Petitioner,

490 vs.

Commissioner of Internal Revenue.

Argued by Mr. Albert E. James for the petitioner and by Mr. J. Louis Monarch for the respondent.

Morris Miller, Petitioner,

67 vs.

Irving Trust Company, as Trustee, etc.

Argument commenced by Mr. Robert D. Steefel for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Royal C. Johnson, It is ordered that Arthur W. Watwood, Esquire, of Aberdeen, State of South Dakota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that William Croft Jennings, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Royal C. Johnson, It is ordered that James T. Duffy, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first nade to the Court in this behalf by Mr. Walter G. Moyle, It is ordered that Joseph R. Harmon, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter G. Moyle, It is ordered that W. Glenn Harmon, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter G. Moyle, It is ordered that Ernest L. Wilkinson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Frank Staley, It is ordered that Edward S. Hayden, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Huston Thompson, It is ordered that Robert J. Sykes, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugh H. Obear, It is ordered that Kenneth E. Walser, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Morris Miller, Petitioner,

67 vs.

Irving Trust Company, as Trustee, etc.

Argument continued by Mr. Robert D. Steefel for the petitioner, and concluded by Mr. Lester D. Melzer for the respondent.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
69 vs.
Edmund O. Schweitzer; and

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
70 vs.
Edmund O. Schweitzer.

Argued by Mr. Assistant Attorney General Wideman for the petitioner, and by Mr. Hugh W. McCulloch for the respondent.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
82 vs.
Lucy A. Blumenthal.

Argued by Mr. Assistant Attorney General Wideman for the petitioner, and by Mr. Eugene Blumenthal for the respondent.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
78 vs.
Coleman-Gilbert Associates; and

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
79 vs.
Coleman-Gilbert Associates.

Argued by Mr. Assistant Attorney General Morris for the petitioner, and by Mr. Ralph E. Tibbetts for the respondent.

Joseph E. Swanson, et al., as Trustees,
etc., Petitioners,
108 vs.
Commissioner of Internal Revenue.

Argument commenced by Mr. Arnold R. Baar for the petitioners.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Charles D. Hamel, It is ordered that Francis L. Gillespie, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles D. Hamel, It is ordered that Alvan J. Goodbar, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr.James M. Beck, It is ordered that Carl A. Mead, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lemuel L. Bolles, It is ordered that William J. O'Neill, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Rigby, It is ordered that Jose A. Fernandez Diez, Esquire, of San Juan, Puerto Rico, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugo L. Black, It is ordered that Virginia H. Mayfield, of Birmingham, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugo L. Black, It is ordered that Nina Gluckstein, of Mobile, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas E. Robertson, It is ordered that L. B. Mann, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lambert McAllister, It is ordered that Earle Clark Calhoun, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Joseph E. Swanson, et al., as Trustees,
etc., Petitioners,
108 vs.
Commissioner of Internal Revenue.

Argument concluded by Mr. Assistant Attorney General Morris for the respondent.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
238 vs.
E. E. Combs and Edward Everett, Trustees, etc.

Argued by Mr. Assistant Attorney General Morris for the petitioners, and by Mr. Dana Latham for the respondents.

Norman W. Bingham, Jr., et al., etc.,
Petitioners,
83 vs.
The United States of America.

Argued by Mr. George S. Fuller for the petitioners, and by Mr. David E. Hudson for the respondent.

Industrial Trust Company, et al.,
Executors, etc., Petitioners,
213 vs.
The United States.

Argued by Mr. Charles P. Taft for the petitioners, and by Mr. David E. Hudson for the respondent.

Proclamation being made the Court is adjourned until Monday, November 25, at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Linton M. Collins, It is ordered that Thomas McE. Johnston, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hollins N. Randolph, It is ordered that Grady Seals Aiken, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold R. Young, It is ordered that Harris Nelson Street, Esquire, of Providence, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Leonard Townsend, It is ordered that Harris Berlack, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Horace S. Whitman, It is ordered that Aubrey St.C. Wardwell, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John S. Flannery, It is ordered that Frederick H. Bowers, Esquire, of Huntington, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Joseph M. Bearman, Esquire, of Memphis, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John H. Small, It is ordered that Thomas J. Collins, Esquire, of St. Petersburg, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William I. Denning, It is ordered that Joseph Kurtz Horton, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chesapeake and Ohio Railway Company, Island Creek Coal Company and West Virginia Coal and Coke Corporation, Appellants, vs. The United States of America, Interstate Commerce Commission, Northeast Kentucky Coal Bureau, et al.; and The United States of America, Interstate Commerce Commission, The Commonwealth of Kentucky, et al., Appellants, vs. The Chesapeake and Ohio Railway Company, Island Creek Coal Company and West Virginia Coal and Coke Corporation.

549

550

Appeals from the District Court of the United States for the Southern District of West Virginia.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of West Virginia, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court denying an injunction and dismissing the bill of complaint in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following order of the Court:

Robert H. Via, Appellant, vs. The State Commission on Conservation and Development of the State of Virginia.

58

Appeal from the District Court of the United States for the Western District of Virginia.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Virginia, and was argued by counsel.

On consideration whereof, It is ordered, adjudged and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs on the ground that appellant has an adequate remedy at law.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

O R D E R

Rule 70½ of the rules of practice in equity heretofore promulgated by this Court (226 U.S., Appendix; 281 U.S. 773) is amended to read as follows:

> "In deciding suits in equity, including those required to be heard before three judges, the court of first instance shall find the facts specially and state separately its conclusions of law thereon; and, in granting or refusing interlocutory injunctions, the court of first instance shall similarly set forth its findings of fact and conclusions of law which constitute the grounds of its action.
>
> "Such findings and conclusions shall be entered of record and, if an appeal is taken from the decree, shall be included by the clerk in the record which is certified to the appellate court under rules 75 and 76."

Per Mr. Chief Justice Hughes.

Ex Parte: Francis Scalese, Petitioner.

—, Original.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: Lloyd Rubin, Petitioner.

—, Original.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jesse Margaret Wilson Budlong,

Appellant,

— vs.

Milton John Budlong.

On consideration of the application for the allowance of an appeal from the District Court of the United States for the District of Arizona herein,

It is ordered by this Court that the said application be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert G. Stone and Carrie M. Stone,
Trustees Under the Will of Galen L.
Stone, Petitioners,
202 vs.
Thomas W. White, Former Collector of
Internal Revenue at Boston, Massachusetts.

Upon consideration of the motion of petitioners, and the time for presenting a petition for rehearing of the application for writ of certiorari herein having been extended to the end of the present term,

It is Ordered that the entry of judgment herein by the District Court of the United States for the District of Massachusetts be, and it hereby is, stayed until the expiration of the present term of this Court, or until further order of the Court.

Per Mr. Chief Justice Hughes.

United States Shipping Board Merchant
Fleet Corporation, et al., Petitioners,
546 vs.
Thomas E. Rhodes.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted, limited to the question of the right of respondent to bring this suit without prior demand upon, and refusal by, the Comptroller of Currency or the receiver, or both.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

J. F. T. O'Connor, Comptroller of the Currency of the United States, et al., Petitioners,

547 vs.

Thomas E. Rhodes.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted, limited to the question of the right of respondent to bring this suit without prior demand upon, and refusal by, the Comptroller of the Currency or the receiver, or both.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Rickert Rice Mills, Petitioner,

577 vs.

Rufus W. Fontenot, Individually and as Acting United States Collector of Internal Revenue for the District of Louisiana.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted, and the case is assigned for argument on Monday, December 16, next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

A. B. Dore, Petitioner,

578 vs.

Rufus W. Fontenot, Individually and as Acting United States Collector of Internal Revenue for the District of Louisiana.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted, and the case is assigned for argument on Monday, December 16, next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

United Rice Milling Products Co., Inc.,
Petitioner,
vs.
Rufus W. Fontenot, Individually and as Acting United States Collector of Internal Revenue for the District of Louisiana.

579 Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted, and the case is assigned for argument on Monday, December 16, next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Baton Rouge Rice Mill, Inc.,
Petitioner,
vs.
Rufus W. Fontenot, Individually and as Acting United States Collector of Internal Revenue for the District of Louisiana.

580 Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted, and the case is assigned for argument on Monday, December 16, next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

T. Simon, Petitioner,
vs.
Rufus W. Fontenot, Individually and as Acting United States Collector of Internal Revenue for the District of Louisiana.

581 Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted, and the case is assigned for argument on Monday, December 16, next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Levy Rice Milling Co., Inc., Petitioner,

Order allowing certiorari.

585 vs.

Rufus W. Fontenot, Individually and as Acting United States Collector of Internal Revenue for the District of Louisiana.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted, and the case is assigned for argument on Monday, December 16, next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Farmers Rice Milling Co., Inc., Petitioner,

Order allowing certiorari.

586 vs.

Rufus W. Fontenot, Individually and as Acting United States Collector of Internal Revenue for the District of Louisiana.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted, and the case is assigned for argument on Monday, December 16, next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Noble-Trotter Rice Milling Co., Inc., Petitioner,

Order allowing certiorari.

587 vs.

Rufus W. Fontenot, Individually and as Acting United States Collector of Internal Revenue for the District of Louisiana.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted, and the case is assigned for argument on Monday, December 16, next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Rickert Rice Mills, Inc., Petitioner,

577 vs.

Rufus W. Pontenot, Individually, etc.;

A. B. Dore, Petitioner,

578 vs.

Rufus W. Pontenot, Individually, etc.;

United Rice Milling Products Co., Inc.,

Petitioner,

579 vs.

Rufus W. Pontenot, Individually, etc.;

Baton Rouge Rice Mill, Inc., Petitioner,

580 vs.

Rufus W. Pontenot, Individually, etc.;

T. Simon, Petitioner,

581 vs.

Rufus W. Pontenot, Individually, etc.;

Levy Rice Milling Co., Inc., Petitioner,

585 vs.

Rufus W. Pontenot, Individually, etc.;

Farmers Rice Milling Co., Inc.,

Petitioner,

586 vs.

Rufus W. Pontenot, Individually, etc.; and

Noble-Trotter Rice Milling Co., Inc.,

Petitioner,

587 vs.

Rufus W. Pontenot, Individually, etc.

On consideration of the motions for injunction restraining the collection of the assailed tax, pending the hearing and determination of the causes in this Court,

It is ordered by this Court that the said motions be, and the same are hereby, granted, upon consideration that the amount of the assailed

taxes, as they accrue from month to month, shall be paid over to a depositary to be appointed by the Court, the order for injunction to be settled by the Chief Justice upon two days' notice.

Per Mr. Chief Justice Hughes.

Mr. Justice Brandeis, Mr. Justice Stone, and Mr. Justice Cardozo dissent from the action of the Court in granting the injunction.

Duparquet Huot & Moneuse Co., E. E. Alley Co., and H. B. Day Co., Inc., Petitioners,

533 vs.

Prysinger Evans, Du-wel Cleaning Contracting Co., Greenleigh Printing Co., et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is assigned for argument immediately following No. 428.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John D. Kitrell, Also Known as J. D. Kitrell, Petitioner,

532 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John D. Kitrell, etc., Petitioner,

532 vs.

The United States of America.

On consideration of the application for bail herein,

It is ordered by this Court that the said application be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner, vs. Grahame Wood, Richard D. Wood, Executors Under the Last Will and Testament of George Wood, Deceased.

560 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Roberts took no part in the consideration or decision of this application.

The Choctaw Nation, Petitioner, vs. The United States.

446 — On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Choctaw and Chickasaw Nations, Petitioners, vs. The United States.

447 — On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Koutei (Kotei) Sugaya, Petitioner,
515 vs.
Edward L. Haff, as District Director of Immigration and Naturalization for the Port of San Francisco.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pennsylvania Indemnity Company, Petitioner,
516 vs.
Virginia E. MacLaughlin, Administratrix of Joseph S. MacLaughlin, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Julius Maximilian Blumen, Alias Julius M. Busch, and Leopold Blumen, Alias Lidwig Busch, Petitioners,
526 vs.
Edward L. Haff, District Director of Immigration and Naturalization for the Port of San Francisco.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

In re: George J. Goss, Petitioner.
527

On petition for writ of certiorari to the Supreme Court of the State of Pennsylvania.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Pennsylvania, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hillerich & Bradsby Company, Petitioner,
537 vs.
Hanna Manufacturing Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Asiatic Petroleum Company (Delaware), Limited, Petitioner,
542 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

P. J. Leithauser, Petitioner,
554 vs.
Hartford Fire Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Allen C. Weissman Company, Inc., H. Hausman & Company, et al., Petitioners,
498 vs.
Louis Denison and Fred B. Gernerd, Equity Receivers of the Lehigh Bernstein Manufacturing Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Allen C. Weissman Company, Inc., H. Hausman & Company, et al., Petitioners,
499 vs.
Lehigh Bernstein Manufacturing Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George W. Egbert, as Superintendent of Banks of the State of New York, Petitioner,
523 vs.
Stephen Callaghan, et al., as Trustees of the Prudence Company, Inc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Garlick, Leo E. Sherman and Bernice Levick, Petitioners,
524 vs.
The Prudence Company, Inc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Board of Liquidation, City Debt of New Orleans, et al., Appellants,
381 vs.
The Board of Commissioners of the Port of New Orleans, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. Newkirk Wheeler, Petitioner,

449 vs.

Robert E. Clark, United States

Marshal, etc.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Tracy C. Drake, et al., Petitioners,

459 vs.

Metropolitan Life Insurance Company, et al.; and

Tracy C. Drake, et al., Petitioners,

460 vs.

Metropolitan Life Insurance Company, et al.

A petition for rehearing having been filed in these cases,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. G. Triplett, et al., Petitioners,

388 vs.

Percival D. Lowell, et al.

Motion for leave to file petition for rehearing submitted by Mr. James P. Burns in behalf of counsel for the petitioners.

State of Arizona, Complainant,

—, Original. vs.

State of California, et al.

Motion for leave to file bill of complaint submitted by Mr. James R. Moore for the complainant.

In the Matter of Holmes Hall.

—

Return to rule to show cause presented.

Edwin T. McKnight, Petitioner, vs. Commonwealth of Massachusetts. On petition for writ of certiorari to the Supreme Judicial Court of the Commonwealth of Massachusetts.

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It appearing to the Court that counsel for the petitioner has filed a motion providing for the dismissal of the petition for writ of certiorari in this cause,

Therefore, in pursuance of said motion, it is ordered by this Court that the petition for writ of certiorari in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until Monday, December 9, next,

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that John A. Gosnell, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that John V. Spalding, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Wharton Pepper, It is ordered that Ernest Scott, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Crawford, It is ordered that Malcolm Crawford, Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles B. Rugg, It is ordered that Warren F. Farr, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward Costigan, It is ordered that Clay R. Apple, Esquire, of Greeley, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wade H. Ellis, It is ordered that Ben S. Fisher, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wade H. Ellis, It is ordered that Hamilton M. Dawes, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Wharton Pepper, It is ordered that Franklin S. Edmonds, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Angus D. MacLean, It is ordered that John D. Featherstone, Esquire, of Greenwood, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Angus D. MacLean, It is ordered that Albert C. Todd, Esquire, of Greenwood, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Angus D. Maclean, It is ordered that Robert P. Campbell, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Wharton Pepper, It is ordered that Frederick H. Spotts, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Wharton Pepper, It is ordered that Jacob W. Rhine, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Wharton Pepper, It is ordered that David G. Smith, Esquire, of Paterson, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Wharton Pepper, It is ordered that Isaac A. Pennypacker, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Wharton Pepper, It is ordered that John F. Evans, Esquire, of Paterson, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Wharton Pepper, It is ordered that Randal B. Lewis, Esquire, of Paterson, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Leo P. Marlow, It is ordered that Al. Philip Mane, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Peters, It is ordered that Marley E. Peters, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roger O'Donnell, It is ordered that Lewis A. Darrow, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul Segal, It is ordered that Louis A. Hellerstein, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E' Walker, It is ordered that Hiram Beach Carpenter, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Perry W. Turner, It is ordered that Walter G. Bouldin, Esquire, of Birmingham, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John C. Sherriff, It is ordered that J. Paul Farrell, Esquire, of McKeesport, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John C. Sherriff, It is ordered that Linford G. Curry, Esquire, of McKeesport, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elmer D. Hays, It is ordered that D. J. Bourg, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eppa Hunton, IV, It is ordered that Archibald G. Robertson, Esquire, of Richmond, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Max Rhoade, It is ordered that Harold Roland Shapiro, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Erskine R. Myer, It is ordered that John R. Coen, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph Stein, It is ordered that William S. Collen, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton E. Brown, It is ordered that William J. Otjen, Esquire, of Enid, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David P. Wolhaupter, It is ordered that Gordon W. Daisley, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Mastin G. White, It is ordered that S. R.Greer, Esquire, of Mission, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lester Rabbino, It is ordered that Leon E. Gold, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lester Rabbino, It is ordered that Maurice L. Rabbino, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David P. Wolhaupter, It is ordered that Lester E. Waterbury, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David P. Wolhaupter, It is ordered that Ralph H. Hudson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George E. Strong, It is ordered that John T. Callahan, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edwin S. Clarkson, It is ordered that Malcolm K. Harris, Esquire, of Danville, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. Thompson, It is ordered that Allison E. Stuart, Esquire, of Lafayette, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

DeForest Hulburd, Petitioner,
39 vs.
Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed, and the order of the Board of Tax Appeals affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Hopkins Federal Savings and Loan Association, etc., et al., Petitioners,
55 vs.
Peter A. Cleary, S. N. Schafer, and H. P. Ibach, Constituting the Banking Commission of the Banking Department of the State of Wisconsin.

On writ of certiorari to the Supreme Court of the State of Wisconsin.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Wisconsin, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the sale is hereby, affirmed with costs.

Per Mr. Justice Cardozo.

Reliance Building and Loan Association, Petitioner, vs. Peter A. Cleary, S. N. Schafer and H. F. Ibach, as the Banking Commission of the Banking Department of the State of Wisconsin, et al.

On writ of certiorari to the Supreme Court of the State of Wisconsin.

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This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Wisconsin, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Cardozo.

Northern Building and Loan Association, Petitioner, vs. Peter A. Cleary, S. N. Schafer, and H. F. Ibach, as the Banking Commission of the Banking Department of the State of Wisconsin, et al.

On writ of certiorari to the Supreme Court of the State of Wisconsin.

57

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Wisconsin, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Cardozo.

D. Del Vecchio, Trading as Peoples Hardware Stores, and Merchants Mutual Casualty Company, Petitioners,

37 vs.

Bonnie L. Bowers.

On writ of certiorari to the United States Court of Appeals for the District of Columbia.

This cause came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

The United States of America, Petitioner,

40 vs.

Gus L. Constantine, Alias Dr. Gus.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Alabama.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Justice Cardozo in which Mr. Justice Brandeis and Mr. Justice Stone join.

The United States of America, Petitioner,
46 vs.
Roger Kesterson and Bernord Roberts.

On writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Tenth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Oklahoma.

Per Mr. Justice Roberts.

Dissenting: Mr. Justice Brandeis, Mr. Justice Stone, and Mr. Justice Cardozo.

Clyde Mallory Lines, Appellant,
43 vs.
The State of Alabama, ex rel. State Docks Commission.

Appeal from the Supreme Court of the State of Alabama.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Alabama, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs, and interest at the same rate per annum that similar judgments bear in the courts of the State of Alabama.

Per Mr. Justice Stone.

Milwaukee County, 32 vs. M. E. White Company. — On a certificate from the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is the opinion of this Court that the question certified must be answered "Yes."

Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Justice Stone.

Mr. Justice McReynolds and Mr. Justice Butler think that the question should be answered "No."

A. S. Alexander, H. D. Rummel and George S. Baton, as Receivers, etc., Petitioners, 15 vs. J. H. Hillman, Jr., A. B. Sheets, Thomas Watson, et al. — On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of West Virginia for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

A. S. Alexander, H. D. Rummel and George S. Baton, as Receivers, etc., Petitioners,
16 vs.
J. H. Hillman, Jr., A. B. Sheets, Thomas Watson, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of West Virginia for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

The Klamath and Modoc Tribes and Yahooskin Band of Snake Indians,
Petitioners,
30 vs.
The United States.

On writ of certiorari to the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, affirmed.

Per Mr. Justice Butler.

Mr. Justice McReynolds took no part in the consideration or decision of this case.

Morris Miller, Petitioner,

67 vs.

Irving Trust Company, as Trustee in Bankruptcy of Sarnoff-Irving Hat Stores, Inc., Bankrupt.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Butler.

State of New Jersey, Plaintiff,

10, Original O.T. 1934 vs.

City of New York, Defendant.

D E C R E E

SUPREME COURT OF THE UNITED STATES.

OCTOBER TERM, 1934.

State of New Jersey, Plaintiff,
vs.
City of New York, Defendant.

DECREE.

[December 9, 1935.]

On December 4, 1933, this Court "ordered, adjudged and decreed:

"1. On and after July 1, 1934, the defendant, The City of New York, its employees and agents, and all persons assuming to act under its authority, be and they are hereby enjoined from dumping, or procuring or suffering to be dumped, any garbage or refuse, or other noxious, offensive or injurious matter, into the ocean, or waters of the United States, off the coast of New Jersey, and from otherwise defiling or polluting said waters and the shores or beaches thereof or procuring them to be defiled or polluted as aforesaid.

"2. If defendant shall fail to comply with paragraph 1 of this decree by July 1, 1934, it shall pay to plaintiff $5,000.00 a day until it does so comply; such payments however are to be without prejudice to any other relief to which complainant may be found entitled". 290 U. S. 237.

October 7, 1935, defendant applied for leave to file a petition for construction or modification of the decree. The purpose of the petition is to obtain a ruling that the dumping of sludge gathered by sedimentation and free of any matter capable of floating is not a violation of the decree. The petition states that the sludge consists of about 90 per cent. water and about 10 per cent. finely divided solids that settle to the bottom of the water, and in substance that no floating matter is included in the sludge; that defendant takes to sea about 4,000 tons of sludge per month and dumps it not less than ten miles from shore, and that the amounts dumped by defendant have ranged between one-twentieth and one-sixth of those dumped contemporaneously at the same place by the plaintiff or its political subdivisions.

Morris Miller, Petitioner,
67 vs.
Irving Trust Company, as Trustee in Bankruptcy of Sarnoff-Irving Hat Stores, Inc., Bankrupt.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on t
from the United States Circuit Court of Appeals fo
argued by counsel.

On consideration whereof, It is ord
by this Court that the decree of the said United S
peals, in this cause, be, and the same is hereby,
this cause be, and the same is hereby, remanded t
United States for the Southern District of New Yo

Per Mr

2 *New Jersey* vs. *City of New Y*

The petition prays this court to direct the S
to show cause why (1) a ruling should not be
that the dumping of sludge, free from any mat
ing, at places not less than 10 miles from any s
tion of the decree, or (2) in the alternative, wh
not modify the decree so as to permit defend
floating sewage sludge as aforesaid.

The Court ordered that a rule issue requirin
cause why leave to file the petition should no
vember 15, 1935, plaintiff by its return consented
fendant's petition. And at the same time plain
for the appointment of a special master with
witnesses, to take testimony, "to make finding
clusions of law, respecting the allegations of the p
mit the same to the Court with his recommenda
defendant's prayer therein."

Upon consideration of the premises, it is orde
decreed:

Defendant's motion for leave to file its petitio
facts alleged therein do not constitute a violatio
December 4, 1933. Plaintiff's return and motion
to put in issue the allegations of defendant's p
that defendant has failed to comply with the d
motion for the appointment of a special master
decree is without prejudice to any application t
make under, in accordance with, or for the en
decree of December 4, 1933.

A true copy.

Test:

Clerk, Supreme

State of New Jersey, Plaintiff,

10, Original O.T. 1934 vs.

City of New York, Defendant.

D E C R E E

Fox Film Corporation, Petitioner, — On writ of certiorari to the Supreme

47 vs. — Court of the State of Minnesota.

A. B. Muller.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the writ of certiorari, in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice Sutherland.

The Chief Justice took no part in the consideration or decision of this case.

Norman W. Bingham, Jr., et al., etc., — On writ of certiorari to the United

Petitioners, — States Circuit Court of Appeals for

83 vs. — the First Circuit.

The United States of America.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Massachusetts for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

Concurring: The Chief Justice, Mr. Justice Brandeis, Mr. Justice Stone, and Mr. Justice Cardozo.

Industrial Trust Company and Orland S. Greene, Executors of the Estate of William M. Greene, Petitioners,
213 vs.
The United States.

On writ of certiorari to the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Claims for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

General Utilities and Operating Company, Petitioner,
41 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

The United States of America, Appellant, vs. Fred Hastings. — Appeal from the District Court of the United States for the Northern District of Mississippi.

22

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Mississippi, and was argued by counsel.

On consideration whereof, it is ordered and adjudged by this Court that the judgment of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following orders of the Court:

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Francis J. Stokes. — Order allowing certiorari.

545

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Francis J. Stokes. — On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

545

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Edmund O. Schweitzer.

69

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Edmund O. Schweitzer.

70

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Lucy A. Blumenthal. On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

IN THE MATTER OF THE DISBARMENT OF HOLMES HALL.

This Court, by Order of October 14, 1935, having directed the issue of a rule requiring Holmes Hall to show cause why he should not be disbarred from the practice of the law in this Court for conduct unbecoming a member of the Bar of this Court, and the said Holmes Hall having filed return to said rule,

It is ordered that the rule to show cause and the return aforesaid, together with all papers which have been filed with the Clerk of this Court in relation to this matter, be, and the same hereby are, referred to Mr. J. Harry Covington, Mr. John Spalding Flannery and Mr. F. Regis Noel, of Washington, D. C., as a committee of the Bar of this Court, to make such inquiry into the matter as may be necessary or appropriate and thereupon to make a report and recommendation respecting the final action to be taken herein by this Court conformably to Rule 2, paragraph 5 of the Rules of this Court.

Per Mr. Chief Justice Hughes.

IN THE MATTER OF RALPH J. BAKER.

A rule is ordered to issue, returnable within forty days, requiring Ralph J. Baker, of Cambridge, Massachusetts, a member of the Bar of this Court, to show cause why he should not be disbarred from further practice of the law in this Court for conduct unbecoming a member of the Bar of this Court.

Per Mr. Chief Justice Hughes.

State of Arizona, Complainant,
—, Original. vs.
State of California, et al.

A rule is ordered to issue requiring the defendants to show cause on or before January 13, next, why leave to file the Bill of Complaint herein should not be granted. Complainant shall have three weeks from the date of service of the returns to the rule within which to reply thereto if so advised.

Per Mr. Chief Justice Hughes.

Rebecca F. Jones, Petitioner,
593 vs.
Jefferson Standard Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rebecca F. Jones, Petitioner,

593 vs.

Jefferson Standard Life Insurance Company.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. J. Richardson, Petitioner,

606 vs.

Chicago, Rock Island & Gulf Railway Company.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. J. Richardson, Petitioner,

606 vs.

Chicago, Rock Island and Gulf Railway Company.

On petition for writ of certiorari to the Supreme Court of the State of Texas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Texas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. G. Triplett, R. M. Triplett, A.
Nelson, et al., Petitioners,
388 vs.
Percival D. Lowell, Francis W. Dunmore
and Dubilier Condenser Corporation.

It is ordered that the petition for rehearing in this case be, and it hereby is, granted. The order heretofore entered on October 14, 1935, denying the petition for writ of certiorari in this case is vacated, and it is ordered that the petition for writ of certiorari be, and the same hereby is, granted. The case is assigned for argument immediately following No. 590.

Per Mr. Chief Justice Hughes.

A. G. Triplett, R. M. Triplett, A. Order allowing certiorari.
Nelson, et al., Petitioners,
388 vs.
Percival D. Lowell, Francis W. Dunmore
and Dubilier Condenser Corporation.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Stephen Callaghan, Percival E. Jackson Order allowing certiorari.
and William M. Greve, Individually and
as Trustee, etc., Petitioners,
539 vs.
Reconstruction Finance Corporation.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Theo Stitt, Petitioner, — Order allowing certiorari.

540 vs.

Reconstruction Finance Corporation.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Lincoln L. McCandless and Elizabeth J. McCandless, His Wife, Petitioners, — Order allowing certiorari.

552 vs.

The United States of America.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Hamilton Gas Company, Petitioner, — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

543 vs.

Clarence L. Harper, Samuel J. McCreery, John H. Smaltz, et al., etc.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Roberts took no part in the consideration or decision of this application.

Hamilton Gas Company, Petitioner,
569 vs.
E. McLain Watters, Arthur Peck and Pierce Archer, Jr., Debentureholders, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Roberts took no part in the consideration or decision of this application.

Noxon Chemical Products Company, Inc., Petitioner,
528 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rainier National Park Company, Petitioner,
541 vs.
Harold H. Henneford, Thomas S. Hedges and T. M. Jenner, Constituting the Tax Commission of the State of Washington.

On petition for writ of certiorari to the Supreme Court of the State of Washington.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Washington, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Pacific Company, a Corporation, Petitioner,
548 vs.
Leila Mae Walton, Administratrix of the Estate of James C. Walton.

On petition for writ of certiorari to the District Court of Appeal of the State of California, 1st Appellate District, Division One.

On consideration of the petition for a writ of certiorari herein to the District Court of Appeal of the State of California, 1st Appellate District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Godfrey Updike, Mabel S. Gunn and Andrew Cahagan, as Trustees, etc., Petitioners,
556 vs.
Manufacturers Trust Company.

On petition for writ of certiorari to the Supreme Court of the State of New York, Appellate Division, First Department.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, Appellate Division, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph T. Ryerson & Son, Inc., Petitioner,
557 vs.
Bullard Machine Tool Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

V. Vivaudou, Inc., Petitioner, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

570

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alfred H. Smith Company, Petitioner, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

571

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Electric Auto-Lite Company, Petitioner, vs. P. & D. Manufacturing Company, Inc. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

574

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bruno Richard Hauptmann, Petitioner, vs. The State of New Jersey. — On petition for writ of certiorari to the Court of Errors and Appeals of the State of New Jersey.

582

On consideration of the petition for a writ of certiorari herein to the Court of Errors and Appeals of the State of New Jersey, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank Collis Bowers, as Executor of the Last Will and Testament of Frank K. Bowers, Deceased, etc., Petitioner,
510 vs.
The Farmers' Loan and Trust Company, as Trustee, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank Collis Bowers, as Executor of the Last Will and Testament of Frank K. Bowers, Deceased, etc., Petitioner,
511 vs.
The Farmers' Loan and Trust Company, as Trustee, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward Endelman, Petitioner,
553 vs.
Reconstruction Finance Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America to the Use of R. Bland Phelps, Trading as R. B. Phelps Stone Co., Petitioner,
558- vs.
Maiatico Construction Company, Inc.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles H. McCarthy, Petitioner,
561 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
564 vs.
Blaine L. Stoner.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George J. Donahue, Petitioner,
565 vs.
Frederick W. Rockwell, New York United Hotels, Inc., Burton A. Howe, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Armand Company, Inc., Petitioner,
567 vs.
Federal Trade Commission.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Nannie Counselman, Executrix of the Estate of Katherine M. Counselman, Deceased, Petitioner,
572 vs.
Rufus F. Pritzer.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
576 vs.
The Pennsylvania Company for Insurance on Lives and Granting Annuities, et al., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
10 vs.
City Bank Farmers Trust Co., as Trustee, etc.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Nancy K. McFeely, Petitioner,
24 vs.
Commissioner of Internal Revenue;

The United States of America, Petitioner,
110 vs.
First National Bank of Boston, et al., etc;

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
111 vs.
Frances G. Lee;

Rufus R. Rand, Jr., Petitioner,
439 vs.
Guy T. Helvering, Commissioner of Internal Revenue; and

Isabel K. Dibblee, Petitioner,
494 vs.
Commissioner of Internal Revenue.

A petition for rehearing having been filed in these cases,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George W. McCandless, as Receiver of Dusquesne Gas Corporation, Petitioner,
26 vs.
Maxime H. Furlaud, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Borax Consolidated, Limited, and Pacific Coast Borax Company, Petitioner,
34 vs.
The City of Los Angeles.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Y. Allen Holman, et al., Petitioners,
146 vs.
Gulf Refining Company of Louisiana, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Washburn Crosby Company, Petitioner,
514 vs.
Dan M. Nee, Individually and as Collector of Internal Revenue, etc.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Allison & Co., Inc., et al., Appellants,

531 vs.

The United States of America, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. M. Wright and F. A. Forsythe, Appellants,

551 vs.

Central Kentucky Natural Gas Company, et al.

Motion to fix amount of supersedeas and for stay of execution submitted by Mr. Lon B. Rogers for the appellants in support of the motion, and by Mr. Henry L. Duncan, Mr. Dyke L. Hazelrigg, Mr. Chester J. Gerkin, Mr. William L. Wallace, Mr. J. A. Edge, Mr. Maurice H. Thatcher, Mr. John H. Connaughton, and Mr. Raymond M. Hudson for the appellees in opposition thereto.

St. Louis Can Company, Petitioner,

157 vs.

General American Life Insurance Company, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

It appearing to the Court that counsel for the respective parties have filed a stipulation providing for the dismissal of the writ of certiorari in this cause and that costs may be taxed against respondent, General American Life Insurance Company;

Therefore, in pursuance of said stipulation, it is ordered by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed at the cost of General American Life Insurance Company.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,

401 vs.

William M. Butler, et al., Receivers of

Hoosac Mills Corporation.

Four hours allowed for oral argument and leave granted three counsel to address the Court for respondents. Argument commenced by Mr. Solicitor General Reed for the petitioner, and continued by Mr. George Wharton Pepper for the respondents.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

TUESDAY, DECEMBER 10, 1935.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that H. L. McCracken, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that Earl Foster, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Davis, It is ordered that Robert D. O'Callaghan, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard W. Vesey, It is ordered that Henry N. Shabsin, Esquire, of Oak Park, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Davis, It is ordered that Richard Wait, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund L. Jones, It is ordered that George W. Kilgus, Esquire, of Manhasset, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Abraham Wilson, It is ordered that Morgan J. O'Brien, 2nd, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Gilmore Peely, It is ordered that LeRoy H. Hines, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Abraham Wilson, It is ordered that Gilbert P. Brush, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alfred L. Dorf, It is ordered that Charles R. Hoffmann, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lyle F. O'Rourke, It is ordered that Kenneth S. Harrison, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lyle F. O'Rourke, It is ordered that John I. Dugan, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Lederer, It is ordered that Herbert M. Lautmann, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Lederer, It is ordered that Leonard M. Rieser, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold J. Gallagher, It is ordered that Elmer W. Maher, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America, Petitioner,

401 vs.

William M. Butler, et al., Receivers of Hoosac Mills Corporation.

Argument continued by Mr. George Wharton Pepper; by Mr. Edward R. Hale; and by Mr. Bennett Sanderson for the respondents, and concluded by Mr. Solicitor General Reed for the petitioner.

Lee Moor, Petitioner,

49 vs.

Texas and New Orleans Railroad Company.

Argument commenced by Mr. Thornton Hardie for the petitioner; continued by Mr. Henry E. Hackney for the petitioner; by Mr. Ben C. Dey for the respondent; and by Mr. Solicitor General Reed for the United States as amicus curiae, by special leave of Court.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Albert L. Hopkins, It is ordered that Dean Prichard Kimball, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fulton Brylawski, It is ordered that Edwin P. Kilroe, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel Herrick, It is ordered that Philip F. Herrick, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Riordon, It is ordered that Philip W. Shepard, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry L. Underwood, It is ordered that Roswell S. Nichols, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Riordan, It is ordered that George E. Parks, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank K. Nebeker, It is ordered that Irwin Arnovitz, Esquire, of Salt Lake City, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. M. Wolford, It is ordered that William McCraw, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Mastin G. White, It is ordered that H. Grady Chandler, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

George S. Ingraham, et al., Appellants,
427 vs.
Henry Hanson.

Motion of the Tax Commission of the State of Utah and others for leave to file a brief as amici curiae and for leave to appear and present oral argument submitted by Mr. Irwin Arnovitz in that behalf.

Lee Moor, Petitioner,

49 vs.

Texas and New Orleans Railroad Company.

Further argument waived and case submitted on briefs.

The United States of America, Appellant,

109 vs.

Halsey, Stuart & Co., Inc., et al.

Argued by Mr. Walter Brower for the appellant, and by Mr. John W. Davis for the appellees.

Radio Corporation of America, Petitioner,

127 vs.

Raytheon Manufacturing Company.

Argument commenced by Mr. John W. Davis for the petitioner; continued by Mr. Edward F. McClennen for the respondent; and concluded by Mr. Richard Wait for the petitioner.

Juan Posadas, Jr., Collector of Internal Revenue of the Philippine Islands, Petitioner,

114 vs.

The National City Bank of New York.

On consideration of the motion of counsel for the petitioner to substitute Juan Posadas, Jr., in his present capacity of Collector of Internal Revenue of the Commonwealth of the Philippines in place of Posadas in his former capacity of Collector of Internal Revenue of the Philippine Islands,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and that the case may proceed in the name of Juan Posadas, Jr., Collector of Internal Revenue of the Commonwealth of the Philippines.

Per Mr. Chief Justice Hughes.

Juan Posadas, Jr., Collector of Internal Revenue of the Commonwealth Government of the Philippine Islands, Petitioner,

114 vs.

The National City Bank of New York.

Argument commenced by Mr. William Cattron Rigby for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, DECEMBER 12, 1935.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George J. Feldman, It is ordered that Edward Francis Smith, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene Mills Meacham, It is ordered that Clyde J. Cover, of Fort Wayne, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Granville S. Borden, It is ordered that Edgar Thomson Zook, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Granville S. Borden, It is ordered that Jonathan Edward Phillips, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George J. Feldman, It is ordered that Matthew Brown, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Juan Posadas, Jr., Collector of Internal Revenue of the Commonwealth Government of the Philippine Islands, Petitioner,

114 vs.

The National City Bank of New York.

Argument continued by Mr. William Cattron Rigby for the petitioner; by Mr. Carl A. Mead for the respondent; and concluded by Mr. William Cattron Rigby for the petitioner.

State of Oklahoma ex rel. Oklahoma Tax Commission, et al., Petitioners,

116 vs.

Barnsdall Refineries, Inc., et al.

Argument commenced by Mr. C. D. Cund for the petitioners; continued by Mr. L. G. Owen for the respondents; and concluded by Mr. Earl Foster for the petitioners.

The Public Service Commission of Puerto Rico, Petitioner,

115 vs.

Horace Havemeyer, et al.

Argument commenced by Mr. William Cattron Rigby for the petitioners, and continued by Mr. Ralph S. Rounds for the respondents.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

FRIDAY, DECEMBER 13, 1935.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Edward T. Taylor, It is ordered that Joseph E. Taylor, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence Lewis, It is ordered that G. Dexter Blount, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph Conrad Fehr, It is ordered that Meyer Turin, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John P. Bullington, It is ordered that H. Malcolm Lovett, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Godfrey L. Munter, It is ordered that Garrett Chamberlain Rush, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dean G. Acheson, It is ordered that Robert Perret, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jerry A. Mathews, It is ordered that Anselm P. Anderson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Public Service Commission of
Puerto Rico, Petitioner,
115 vs.
Horace Havemeyer, et al.

Argument continued by Mr. Ralph S. Rounds for the respondents and concluded by Mr. William Cattron Rigby for the petitioner.

Corporation Commission of the State
of Oklahoma, et al., Appellants,
124 vs.
Logan W. Cary, Trustee, etc.

Argued by Mr. Holmes Baldridge for the appellants, and by Mr. Streeter B. Flynn and Mr. Robert M. Rainey for the appellee.

Palmer Clay Products Company, Petitioner,

125 vs.

Matthew Brown, Trustee.

Argued by Mr. Edward P. Smith for the petitioner, and by Mr. Matthew Brown for the respondent.

Bronx Brass Foundry, Inc., Petitioner,

232 vs.

Irving Trust Company, as Trustee, etc.

Argued by Mr. M. H. Goldstein for the petitioner, and by Mr. Charles H. Houston for the respondent.

Isaac Chapman, Petitioner,

151 vs.

R. J. Hoage, Deputy Commissioner, etc., et al.

Argument commenced by Mr. Harlan Wood for the petitioner.

Proclamation being made the Court is adjourned until Monday, December 16 next,

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John J. McSwain, It is ordered that William A. McSwain, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that George B. Allen, Esquire, of Okolona, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick A. Thuse, It is ordered that Charles B. Cannon, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Kenneth McKellar, It is ordered that Cecil Sims, Esquire, of Nashville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Kenneth McKellar, It is ordered that Geo. H. Armistead, Jr., Esquire, of Nashville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Randolph Neal, It is ordered that Thos. J. Taylor, Esquire, of Athens, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert R. Rose, It is ordered that Wm. C. Snow, Esquire, of Cheyenne, State of Wyoming, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gustave A. Iverson, It is ordered that Robert L. Judd, Esquire, of Salt Lake City, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gregory Hankin, It is ordered that A. L. Wirin, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Guilford Stanley Jameson, It is ordered that Edward W. McMahon, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. A. Gravelle, It is ordered that Justin R. Whiting, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jerry A. Mathews, It is ordered that Willard D. Campbell, Esquire, of Cambridge, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Will G. Beardsley, It is ordered that Douglas W. McGregor, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stanley H. Fischer, It is ordered that Denis McGinn, Esquire, of Escanaba, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

James C. Colgate, Appellant,
8 vs.
Erwin M. Harvey, Tax Commissioner
of the State of Vermont.

Appeal from the Supreme Court of the State of Vermont.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Vermont, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Sutherland.

Dissenting opinion by Mr. Justice Stone in which Mr. Justice Brandeis and Mr. Justice Cardozo concur.

Elinor Dorrance Hill, Appellant,
193 vs.
J. H. Thayer Martin, State Tax Commissioner of the State of New Jersey, et al., etc.

Appeal from the District Court of the United States for the District of New Jersey.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of New Jersey, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brandeis.

Mr. Justice Stone took no part in the consideration or decision of this case.

Ethel M. Dorrance, George Morris Dorrance, M. D., Arthur C. Dorrance, et al., etc., Appellants,
194 vs.
J. H. Thayer Martin, State Tax Commissioner of the State of New Jersey, et al., etc.

Appeal from the District Court of the United States for the District of New Jersey.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of New Jersey, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brandeis.

Mr. Justice Stone took no part in the consideration or decision of this case.

John A. Nelson Company, Petitioner, vs. Commissioner of Internal Revenue. 61

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Minnesota Tea Company. 174

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice McReynolds.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. E. C. Peterson. — On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

175

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration hwereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice McReynolds.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. L. T. Peterson. — On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

176

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice McReynolds.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. John J. Watts. — On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

184

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice McReynolds.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Hugh C. Sicard. — On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

185

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice McReynolds.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
186 vs.
Parker Sloane.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice McReynolds.

The G and K Manufacturing Company, Petitioner,
187 vs.
Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals with direction to that Court to remand the case to the Board of Tax Appeals for determination of the value of the retained assets and such further proceedings as may be necessary.

Per Mr. Justice McReynolds.

Bus and Transport Securities Corporation, Petitioner, vs. Commissioner of Internal Revenue. On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

490

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice McReynolds.

T. A. Morrissey and James M. O'Brien, Trustees of an Express Trust Known as Western Avenue Golf Club, Petitioners, vs. Commissioner of Internal Revenue. On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

17

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

Joseph E. Swanson, et al., as Trustees of the Lake View Land Association, Petitioners,
108 vs.
Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
238 vs.
E. E. Combs and Edward Everett, Trustees of E. E. Combs Well No. 2, Express Trust.

On writ of certiorari in the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Coleman-Gilbert Associates. 78

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed and the order of the Board of Tax Appeals affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Coleman-Gilbert Associates. 79

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed and the order of the Board of Tax Appeals affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

Ex Parte: Mauro Piergiovanni, Petitioner.

—, Original.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Basil H. Pollitt, Petitioner.

—, Original.

On consideration of the motions for leave to file a petition for writ of mandamus and for leave to institute suit against the State of Virginia,

It is ordered by this Court that the said motions be, and the same are hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: Paysoff Tinkoff, Petitioner.

—, Original.

On consideration of the motion for an extension of time within which to file a petition for rehearing herein,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

In the Matter of William P. Deppe.

—

The motion of William P. Deppe of October 25, 1935, is denied.

Per Mr. Chief Justice Hughes.

The Sugar Institute, Inc., et al., Appellants,

268 vs.

The United States of America.

This case is assigned for argument on Monday, February 3, next.

Per Mr. Chief Justice Hughes.

J. M. Wright and F. A. Forsythe,

Appellants,

551 vs.

Central Kentucky Natural Gas Company,

City of Lexington, J. W. Delph, et al.

On consideration of the motion of counsel for the appellants to fix the amount for supersedeas and for stay of execution of the judgment of the Court of Appeals of the Commonwealth of Kentucky dated June 7, 1935, herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George S. Ingraham, et al., Appellants,

427 vs.

Henry Hanson.

On consideration of the motion of the Tax Commission of the State of Utah, et al., for leave to file brief as amici curiae in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

And it is further ordered that the motion of the Attorney General of the State for leave to participate in the oral argument be, and the same is hereby, granted provided agreement is obtained from counsel for appellee to share the allotted time.

Per Mr. Chief Justice Hughes.

Borden's Farm Products Company, Inc.,

Appellant,

597 vs.

Peter G. Ten Eyck, as Commissioner of Agriculture, etc., et al.

In this case probable jurisdiction is noted. The motion to advance is granted and the case is assigned for argument on Monday, January 6, next.

Per Mr. Chief Justice Hughes.

Jeremiah G. Menihan, Petitioner,
568 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

First National Bank of Chicago, as Successor Trustee to First Trust & Savings Bank, Trustee, etc., Petitioner,
575 vs.
First National Bank of Wheaton, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The National City Bank of New York and City Bank Farmers Trust Company, Petitioners,
584 vs.
Irving Trust Company, as Trustee in Bankruptcy of Burnet-Clark, Ltd., Bankrupt.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chemical Bank & Trust Company, as Successor Trustee, Petitioner,
588 vs.
Prudence-Bonds Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry G. Haskell, Petitioner,
589 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Delaware, Petitioner,
591 vs.
Irving Trust Company, Trustee in Bankruptcy of International Match Corporation, Bankrupt.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner, vs. The Glidden Company and Forest City Paint & Varnish Company.

477

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

O R D E R

The Court will take a recess from Monday, December 23, to Monday, January 6, next.

Per Mr. Chief Justice Hughes.

The State of Nebraska, Complainant, vs. The State of Wyoming.

13, Original.

Motion for leave to file amended and supplemental answer submitted by Mr. Robert R. Rose for the defendant.

Bayside Fish Flour Company, Appellant, vs. J. Dale Gentry, et al.

2

Submitted by Mr. Roy Daily for the appellant. No brief for the appellees.

Isaac Chapman, Petitioner, vs. R. J. Hoage, Deputy Commissioner, etc., et al.

151

Argument continued by Mr. Harlan Wood for the petitioner, by Mr. G. Bowdoin Craighill for the respondents, and concluded by Mr. Harlan Wood for the petitioner.

Rickert Rice Mills, Inc., Petitioner,

577 vs.

Rufus W. Fontenot, Individually, etc.;

A. B. Dore, Petitioner,

578 vs.

Rufus W. Fontenot, Individually, etc.;

United States Rice Milling Products Co., Inc., Petitioner,

579 vs.

Rufus W. Fontenot, Individually, etc.;

Baton Rouge Rice Mill, Inc., Petitioner,

580 vs.

Rufus W. Fontenot, Individually, etc.;

T. Simon, Petitioner,

581 vs.

Rufus W. Fontenot, Individually, etc.;

Levy Rice Milling Co., Inc., Petitioner,

585 vs.

Rufus W. Fontenot, Individually, etc.;

Farmers Rice Milling Co., Inc., Petitioner,

586 vs.

Rufus W. Fontenot, Individually, etc.; and

Noble-Trotter Rice Milling Co., Inc., Petitioner,

587 vs.

Rufus W. Fontenot, Individually, etc.

Four hours allowed for oral argument. Argument commenced by Mr. John P. Bullington for the petitioners.

Proclamantion being made the Court is adjourned until tomorrow at 12 o'clock.

TUESDAY, DECEMBER 17, 1935.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John M. Downes, It is ordered that Alfred L. Green, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dale D. Drain, It is ordered that Ernest F. Henry, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank L. Peckham, It is ordered that Francis W. Sullivan, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter Carlton Gorsuch, It is ordered that James J. Metcalfe, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul Atlee Walker, It is ordered that C. Robert Bellatti, Esquire, of Blackwell, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. White, Jr., It is ordered that George Bruce Brooks, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Rickert Rice Mills, Inc., Petitioner,

577 vs.

Rufus W. Pontenot, Individually, etc.;

A. B. Dore, Petitioner,

578 vs.

Rufus W. Pontenot, Individually, etc.;

United States Rice Milling Products Co., Inc., Petitioner,

579 vs.

Rufus W. Pontenot, Individually, etc.;

Baton Rouge Rice Mill, Inc., Petitioner,

580 vs.

Rufus W. Pontenot, Individually, etc.;

T. Simon, Petitioner,

581 vs.

Rufus W. Pontenot, Individually, etc.;

Levy Rice Milling Co., Inc., Petitioner,

585 vs.

Rufus W. Pontenot, Individually, etc.;

Farmers Rice Milling Co., Inc., Petitioner,

586 vs.

Rufus W. Pontenot, Individually, etc.; and

Noble-Trotter Rice Milling Co., Inc.,

Petitioner,

587 vs.

Rufus W. Pontenot, Individually, etc.

Argument continued by Mr. John P. Bullington for the petitioners; by Mr. Assistant Attorney General Wideman for the respondent; and concluded by Mr. Homer L. Bruce for the petitioners.

United States Trust Company of New York, Trustee, etc., Petitioner,

169 vs.

Commissioner of Internal Revenue.

Argued by Mr. Clay Judson for the petitioner, and by Mr. J. Louis Monarch for the respondent.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

566 vs.

William B. McIlvaine, et al., etc.

Argued by Mr. J. Louis Monarch for the petitioner, and by Mr. Clay Judson for the respondents.

The Texas and Pacific Railway Company,

Appellant,

149 vs.

The State of Texas, et al.

Argument commenced by Mr. T. D. Gresham for the appellant, and continued by Mr. H. Grady Chandler for the appellees.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Edward A. Kenney, It is ordered that Jerome K. Kennedy, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard F. Bresee, It is ordered that James A. Light, Esquire, of Bloomington, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Martin, It is ordered that Sam W. Oliver, Esquire, of Dadeville, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Martin, It is ordered that Douglass Clark, Esquire, of Birmingham, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Fitts, It is ordered that Charles Joseph McCarthy, Esquire, of Providence, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Henry Butler, It is ordered that Arthur E. White, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Martin, It is ordered that Jos. F. Johnston, Esquire, of Birmingham, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Fitts, It is ordered that Conrad M. Kennedy, Esquire, of Fredonia, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nathan A. Dobbins, It is ordered that John H. Wilson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Texas and Pacific Railway Company,

Appellant,

149 vs.

The State of Texas, et al.

Argument continued by Mr. William McCraw for the appellees and concluded by Mr. T. D. Gresham for the appellant.

The United States of America, Petitioner,

195 vs.

Bank of New York and Trust Company, et al.;

The United States of America, Petitioner,

196 vs.

President and Directors of the Manhattan

Company; and

The United States of America, Petitioner,

197 vs.

Louis H. Pink.

Argument commenced by Mr. David E. Hudson for the petitioner; continued by Mr. Frederick B. Campbell and by Mr. Samson Selig for the respondent, Bank of New York and Trust Company in No. 195; by Mr. Hartwell Cabell for respondent, Assecuranz Union von 1865, Intervenor, in No. 195; by Mr. Robert J. Sykes for the respondents in No. 196; by Mr. John M. Downes for the respondent in No. 197; and concluded by Mr. David E. Hudson for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, DECEMBER 19, 1935.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamantion being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Bessie Margolin, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Joseph C. Swidler, Esquire, of Knoxville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Frank Montgomery, Esquire, of Knoxville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. H. Mitchell, It is ordered that Robert Lee Glenn, Esquire, of Florence, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that L. B. Bolt, Jr., Esquire, of Knoxville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sidney S. Alderman, It is ordered that Rembert Marshall, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Newman Alexander Townsend, It is ordered that Romulus A. Nunn, Esquire, of New Bern, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Newman Alexander Townsend, It is ordered that W. B. R. Guion, Esquire, of New Bern, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Standard Wholesale Phosphate and Acid
Works, Inc., Petitioner,
264 vs.
The General Chemical Company.

Motion for leave to file a second petition for rehearing submitted by Mr. Clair W. Fairbank for the petitioner.

George Ashwander, et al., Petitioners,

403 vs.

Tennessee Valley Authority, et al.; and

George Ashwander, et al., Petitioners,

404 vs.

Tennessee Valley Authority, et al.

Five hours allowed for oral argument.

Argument commenced by Mr. Forney Johnston for the petitioner; and continued by Mr. John Lord O'Brian for the respondent Tennessee Valley Authority.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James P. Burns, It is ordered that Charles S. Macauley, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. Malloy, It is ordered that John E. McCoy, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas G. Haight, It is ordered that James O. Wynn, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Adrien F. Busick, It is ordered that Bainbridge Colby, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Simon Lyon, It is ordered that Leonard Weinberg, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Simon Lyon, It is ordered that Harry J. Green, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Will G. Beardslee, It is ordered that Frederick H. Wagener, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Will G. Beardslee, It is ordered that Frederick G. Hawxby, Esquire, of Auburn, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward P. Hodges, It is ordered that R. M. Jefferies, Esquire, of Walterboro, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

George Ashwander, et al., Petitioners,

403 vs.

Tennessee Valley Authority, et al., and

George Ashwander, et al., Petitioners,

404 vs.

Tennessee Valley Authority, et al.

Argument continued by Mr. Solicitor General Reed for the respondent Tennessee Valley Authority and concluded by Mr. James M. Beck for the petitioner; and cases submitted by Mr. W. H. Mitchell for respondent City of Florence, Alabama; by Mr. Thomas W. Martin, by Mr. Perry W. Turner, and by Mr. William Logan Martin for respondent Alabama Power Company; and by Mr. Courtland Palmer and Mr. John T. Stokely for respondent Chemical Bank & Trust Company.

The United States of America, Petitioner,

75 vs.

Safety Car Heating and Lighting Company; and

John R. Rogers, Collector of Internal Revenue
for the Fifth District of New Jersey, Petitioner,

76 vs.

Safety Car Heating and Lighting Company.

Argued by Mr. J. P. Jackson for the petitioners, and by Mr. Thomas G. Haight for the respondent.

Guy T. Helvering, Commissioner of Internal
Revenue, Petitioner,

173 vs.

Samuel A. Salvage; and

Samuel A. Salvage, Petitioner,

280 vs.

Guy T. Helvering, Commissioner of Internal
Revenue.

Argued by Mr. John G. Jackson for Salvage, and by Mr. Assistant Attorney General Bell for Helvering, Commissioner.

Proclamation being made the Court is adjourned until Monday, December 23, next, at 12 o'clock.

MONDAY, DECEMBER 23, 1935.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Robert B. Watts, It is ordered that Loretta Laden, of Rockford, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry W. Blair, It is ordered that Henry W. Keyes, Jr., Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Carl T. Mack, It is ordered that John W. Poteet, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Radio Corporation of America, Petitioner, vs. Raytheon Manufacturing Company. — On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

127

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Massachusetts.

Per Mr. Justice Cardozo.

The United States of America, Appellant, vs. Halsey, Stuart & Co., Inc., et al. — Appeal from the District Court of the United States for the Eastern District of Wisconsin.

109

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Wisconsin, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Corporation Commission of the State of Oklahoma, Reford Bond, Jack Walton, et al., Appellants, vs. Logan W. Cary, Trustee for Consolidated Gas Service Company, Debtor. — Appeal from the District Court of the United States for the Western District of Oklahoma.

124

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Oklahoma, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following order of the Court:

The Texas and Pacific Railway Company, Appellant, vs. The State of Texas, et al. — Appeal from the Supreme Court of the State of Texas.

149

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Texas, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

State of Arizona, Complainant, vs. State of California, et al. — —, Original.

Pursuant to stipulation of counsel, it is ordered by the Court that the time within which returns to the rule to show cause may be filed herein, be, and the same is hereby, extended until February 24, 1936.

Per Mr. Chief Justice Hughes.

The State of Nebraska, Complainant, vs. The State of Wyoming. — 13, Original.

On consideration of the motion of the State of Wyoming for leave to file amended and supplemental answer in this case,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

And it is further ordered that the State of Colorado be made a party defendant to this suit and that process issue against the State of Colorado in accordance with the prayer of the amended and supplemental answer of the State of Wyoming, returnable on Monday, March 2nd, next.

Per Mr. Chief Justice Hughes.

Arthur Gooch,

559 vs.

The United States of America.

This case is advanced and assigned for argument on Monday, January 13, next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

Sam Pugliese, Petitioner,

626 vs.

Byron H. Uhl, as District Director of Immigration and Naturalization.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sam Pugliese, Petitioner,

626 vs.

Byron H. Uhl, as District Director of Immigration and Naturalization.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Norfolk and Western Railway Company,

Appellant,

610 vs.

State of North Carolina, on relation of A. J. Maxwell, etc.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

M. D. Chandler, Receiver of Diamond Motor Parts Company, Petitioner,
583 vs.
John Peketz.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Colorado is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

New York Life Insurance Company, Petitioner,
602 vs.
Demetrios P. Viglas.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

James Walter Carter, Petitioner,
636 vs.
Carter Coal Company, George L. Carter, as Vice-President and a Director of said Company, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, et al., Petitioners,
651 vs.
James Walter Carter, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

R. C. Tway Coal Company, Kentucky Cardinal Coal Corporation, et al., Petitioners,
649 vs.
Selden R. Glenn, Individually and as Collector of Internal Revenue for the District of Kentucky.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

R. C. Tway Coal Company, R. C. Tway, President and Director of R. C. Tway Coal Company, et al., Petitioners,
650 vs.
C. H. Clark.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
594 vs.
The New York Central Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
595 vs.
The New York Central Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The New York Central Railroad Company, Petitioner,
596 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Leathem Smith-Putnam Navigation Company, Petitioner,
611 vs.
Henry Osby, Gunnar Pearson, John A. Nelson, et al., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Asiatic Petroleum Company (Delaware), Limited, Petitioner,
542 vs.
Commissioner of Internal Revenue.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Standard Wholesale Phosphate and Acid Works, Inc., Petitioner,
264 vs.
The General Chemical Company.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until Monday, January 6, 1936, at 12 o'clock.

MONDAY, JANUARY 6, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Jas. W. Morris, It is ordered that George F. Foley, Esquire, of Worcester, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jas. W. Morris, It is ordered that Alger Hiss, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph Melville Broughton, It is ordered that William Henry Yarborough, Jr., Esquire, of Raleigh, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. B. Blakeney, It is ordered that W. T. Anglin, Esquire, of Holdenville, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel Kramer, It is ordered that Barnet Kaprow, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel Kramer, It is ordered that David L. Weissman, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Delvaille H. Theard, It is ordered that Louis H. Yarrut, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Delvaille H. Theard, It is ordered that Harry Emmet McEnerny, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Delvaille H. Theard, It is ordered that Azzo Joseph Plough, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Delvaille H. Theard, It is ordered that Percival H. Stern, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peter O. Sathre, It is ordered that Harold D. Shaft, Esquire, of Grand Forks, State of North Dakota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that William Augustus Bootle, Esquire, of Macon, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert B. Watts, It is ordered that J. Warren Madden, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank L. Hatch, It is ordered that R. P. Lichtenwalner, Esquire, of Rockford, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry S. Manley, It is ordered that Louis S. Wallach, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Neil Burkinshaw, It is ordered that Maurice Henry Blinken, Esquire, of Yonkers, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Delvaille H. Theard, It is ordered that John Warren, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Leonard Townsend, It is ordered that Peter P. Artaserse, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard H. Wilmer, It is ordered that Francis R. Kirkham, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America, Petitioner, vs. Safety Car Heating and Lighting Company.

75

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of New Jersey for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Dissenting: Mr. Justice Sutherland, Mr. Justice Butler, and Mr. Justice Roberts.

John R. Rogers, Collector of Internal Revenue for the Fifth District of New Jersey, Petitioner, vs. Safety Car Heating and Lighting Company.

76

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of New Jersey for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Dissenting: Mr. Justice Sutherland, Mr. Justice Butler, and Mr. Justice Roberts.

The United States of America, Petitioner,
401 vs.
William M. Butler, et al., Receivers of Hoosac Mills Corporation.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Massachusetts.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Justice Stone in which Mr. Justice Brandeis and Mr. Justice Cardozo join.

State of Oklahoma et rel Oklahoma Tax Commission, H. L. McCracken, Chairman, et al., Petitioners,
116 vs.
Bransdall Refineries, Inc., The Carter Oil Company, Champlin Refining Company, et al.

On writ of certiorari to the Supreme Court of the State of Oklahoma.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oklahoma, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Stone.

Isaac Chapman, Petitioner,
151 vs.
R. J. Hoage, Deputy Commissioner, District of Columbia Compensation District, U. S. Employees' Compensation Commission, et al.

On writ of certiorari to the United States Court of Appeals for the District of Columbia.

This cause came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Court of Appeals, in this cause, be, and the same is hereby, reversed, respondent, Indemnity Insurance Company of North America to pay all costs in this Court; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

The Public Service Commission of Puerto Rico, Petitioner,
115 vs.
Horace Havemeyer, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

Juan Posadas, Jr., Collector of Internal Revenue of the Commonwealth Government of the Philippine Islands, Petitioner,
114 vs.
The National City Bank of New York.

On writ of certiorari to the Supreme Court of the Philippine Islands.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Philippine Islands, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Sutherland.

George Everett Legg, Petitioner,
54 vs.
E. St. John, Trustee.

On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Tennessee.

Per Mr. Justice Brandeis.

The United States of America, Petitioner, vs. Bank of New York and Trust Company. 195

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner, vs. President and Directors of the Manhattan Company. 196

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner, vs. Louis H. Pink. 197

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Chief Justice Hughes.

United States Trust Company of New York, Trustee Under Deed of Trust of John P. Wilson, Petitioner, vs. Commissioner of Internal Revenue.

169

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed and the order of the Board of Tax Appeals affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. William B. McIlvaine and John P. Wilson, Jr., Trustees Under Deed of Trust of John P. Wilson.

566

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

Ex Parte: Paysoff Tinkoff, Petitioner.

—, Original.

On consideration of the application for extension of time within which to file a petition for rehearing herein,

It is ordered by this Court that the said application be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John C. Burt, Petitioner,

— vs.

General Electric Co.

The application of John C. Burt, dated December 28, 1935, is denied.

Per Mr. Chief Justice Hughes.

O R D E R

It is ordered by this Court that the bond of the Marshal, Frank K. Green, dated January 1, 1936, be, and the same is, this day approved and recorded.

Per Mr. Chief Justice Hughes.

Which said bond is in the words and figures, viz:

"KNOW ALL MEN BY THESE PRESENTS: That FRANK K. GREEN, of Washington, District of Columbia, as Principal, and THE FIDELITY AND CASUALTY COMPANY OF NEW YORK, as Surety, are held and firmly bound unto the UNITED STATES OF AMERICA in the penal sum of TWENTY THOUSAND DOLLARS ($20,000.00), lawful money of the United States to be paid to the said United States, or their certain attorney, which payment well and truly to be made, we bind ourselves, our and each of our heirs, executors, administrators, and assigns, jointly and severally, firmly by these presents.

Sealed with our seals and dated this first day of January, 1936.

WHEREAS, the above bounden FRANK K. GREEN, hath been appointed Marshal of the Supreme Court of the United States;

NOW, THEREFORE, the condition of the above obligation is such that if the said FRANK K. GREEN shall faithfully discharge the duties of his said office,

and shall well and faithfully keep, disburse, pay over and account for according to law, the moneys that may come into his hands as such Marshal aforesaid, then this obligation to be void, otherwise to remain in full force and virtue in law.

WITNESSES:

Thos. E. Waggaman — Frank K. Green (SEAL)

THE FIDELITY AND CASUALTY COMPANY OF NEW YORK

Lee A. Glascock — By Edgar K. Legg, Jr. (SEAL)
Edgar K. Legg, Jr.-Attorney

The within and foregoing bond is hereby approved as to form, the sufficiency of the amount thereof and the sufficiency of the Surety thereon.

Charles E. Hughes
Chief Justice of the United States."

William Gillis, Petitioner,
648 vs.
The City of New York.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Gillis, Petitioner,
648 vs.
The City of New York.

On petition for writ of certiorari to the Supreme Court of the State of New York, New York County.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, New York County, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: Paysoff Tinkoff, Petitioner.

—, Original.

On consideration of the application for extension of time within which to file a petition for rehearing herein,

It is ordered by this Court that the said application be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John C. Burt, Petitioner,

— vs.

General Electric Co.

The application of John C. Burt, dated December 28, 1935, is denied.

Per Mr. Chief Justice Hughes.

O R D E R

It is ordered by this Court that the bond of the Marshal, Frank K. Green, dated January 1, 1936, be, and the same is, this day approved and recorded.

Per Mr. Chief Justice Hughes.

Which said bond is in the words and figures, viz:

"KNOW ALL MEN BY THESE PRESENTS: That FRANK K. GREEN, of Washington, District of Columbia, as Principal, and THE FIDELITY AND CASUALTY COMPANY OF NEW YORK, as Surety, are held and firmly bound unto the UNITED STATES OF AMERICA in the penal sum of TWENTY THOUSAND DOLLARS ($20,000.00), lawful money of the United States to be paid to the said United States, or their certain attorney, which payment well and truly to be made, we bind ourselves, our and each of our heirs, executors, administrators, and assigns, jointly and severally, firmly by these presents.

Sealed with our seals and dated this first day of January, 1936.

WHEREAS, the above bounden FRANK K. GREEN, hath been appointed Marshal of the Supreme Court of the United States;

NOW, THEREFORE, the condition of the above obligation is such that if the said FRANK K. GREEN shall faithfully discharge the duties of his said office,

and shall well and faithfully keep, disburse, pay over and account for according to law, the moneys that may come into his hands as such Marshal aforesaid, then this obligation to be void, otherwise to remain in full force and virtue in law.

WITNESSES:

Thos. E. Waggaman — Frank K. Green (SEAL)

THE FIDELITY AND CASUALTY COMPANY OF NEW YORK

Lee A. Glascock — By Edgar K. Legg, Jr. (SEAL)
Edgar K. Legg, Jr.-Attorney

The within and foregoing bond is hereby approved as to form, the sufficiency of the amount thereof and the sufficiency of the Surety thereon.

Charles E. Hughes
Chief Justice of the United States."

William Gillis, Petitioner,
648 vs.
The City of New York.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Gillis, Petitioner,
648 vs.
The City of New York.

On petition for writ of certiorari to the Supreme Court of the State of New York, New York County.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, New York County, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgia Railway & Electric Company, et al., Appellants,

625 vs.

City of Decatur.

Further consideration of the question of the jurisdiction of this Court in this case and of the motion to dismiss or affirm is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Fisher's Blend Station, Inc., Appellant,

628 vs.

The Tax Commission of the State of Washington, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Edward A. Leahy, Petitioner,

599 vs.

State Treasurer of Oklahoma, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Oklahoma is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Stelly Frazie, Petitioner,

623 vs.

Orleans Dredging Company.

On petition for writ of certiorari to the Supreme Court of the State of Mississippi.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Mississippi, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied for the want of a final judgment.

Per Mr. Chief Justice Hughes.

David Lipman, Petitioner,
513 vs.
Arthur V. Goebel and Edward Schatz.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jesse H. Shreve, Archie C. Shreve and W. C. Evans, Petitioners,
592 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Twin Falls Land & Water Company, Petitioner,
598 vs.
Twin Falls Canal Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lincoln Mortgage and Title Guaranty Company, et al., Petitioners,
600 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Murray Brand, Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

601

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. W. Kline, Receiver of Kirksey Chevrolet Company, Petitioner, vs. General Motors Acceptance Corporation. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

603

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

General Motors Corporation, Petitioner, vs. Preferred Electric & Wire Corporation. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

607

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Ouachita National Bank in Monroe, Petitioner, vs. Hamburg Bank and Lizzie Blanks. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

614

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chicago, Milwaukee, St. Paul and Pacific Railroad Company, Petitioner,
615 vs.
Clarence Goldhammer.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edwin M. W. Harlan, Trustee of the Bankrupt Estate of John Archer, Bankrupt, Petitioner,
622 vs.
John Archer.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. M. Sartor, et al., Petitioners,
604 vs.
Arkansas Natural Gas Co.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Hall, Alias George Manning, Petitioner,
605 vs.
The State of California.

On petition for writ of certiorari to the Supreme Court of the State of California.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Amelia Anderson, et al., Petitioners,
608 vs.
St. Louis Coke & Iron Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Floyd J. Cook, Petitioner,
609 vs.
Asa B. Cutler and F. W. Cutler, Individually and as Partners Doing Business Under the Name of Cutler Manufacturing Co., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Manus Muller & Company, Inc., Petitioner,
612 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fred W. Planert, Petitioner,
616 vs.
Cosmopolitan Bond & Mortgage Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robin P. Allen, Petitioner,
617 vs.
The Cloisters Building Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Public Service Commission of the State of Missouri, et al., etc., Petitioners,	On petition for writ of certiorari to the Supreme Court of the State of Missouri.
618 vs.	
State of Missouri at the Relation of Cities Service Gas Company.	

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Signal Gasoline Corporation, Petitioner,	On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.
619 vs.	
Commissioner of Internal Revenue.	

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Daniel C. Mulloney, Petitioner,	On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.
620 vs.	
The United States of America.	

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Railway Engineering Equipment Company and Harris Trust & Savings Bank, Petitioners, vs. Oregon Short Line Railroad Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

631

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Edmund O. Schweitzer; and

69

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Edmund O. Schweitzer.

70

A petition for rehearing having been filed in these cases,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Francis J. Stokes.

545

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Pacific Company, Petitioner,

548 vs.

Leila Mae Walton, Administratrix, etc.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Electric Auto-Lite Company, Petitioner,

574 vs.

P. & D. Manufacturing Company, Inc.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rebecca F. Jones, Petitioner,

593 vs.

Jefferson Standard Life Insurance Company.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: Harold J. Kattelman, Doing Business as H. J. Kattelman Company, Bankrupt, Petitioner.

—, Original.

Motion for leave to file petition for writ of prohibition submitted by Mr. Marvin Parrington in behalf of counsel for the petitioner.

In re Ralph J. Baker.

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Return to rule to show cause presented.

The State of Wisconsin, et al.,

Complainants,

4, Original. vs.

The State of Illinois, et al.;

The State of Michigan, et al.,

Complainants,

5, Original. vs.

The State of Illinois, et al.; and

The State of New York, et al.,

Complainants,

6, Original. vs.

The State of Illinois, et al.

Semiannual report of defendant, Sanitary District of Chicago, dated January 1, 1936, presented.

The State of Wisconsin, Complainant,

12, Original. vs.

The State of Michigan.

Supplemental report of the Special Master, proposed decree and exceptions of complainant; and joint motion for time to settle record, file briefs, and to set time for argument on exceptions presented.

The State of Arkansas, Complainant,

14, Original. vs.

The State of Tennessee.

Answer and cross-bill of the defendant presented.

Borden's Farm Products Company, Inc.,

Appellant,

597 vs.

Peter G. Ten Eyck, as Commissioner of Agriculture, etc., et al.

Argued by Mr. Walter E. Hope for the appellant; by Mr. Samuel Kramer for the appellee, The State of New York; and by Mr. Henry S. Manley for appellee, Ten Eyck, as Commissioner, etc., et al. Leave granted appellant to file reply brief within three days.

Great Northern Railway Company,

Petitioner,

178 vs.

J. J. Weeks, State Tax Commissioner, et al.

Argument commenced by Mr. P. G. Dorety for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

TUESDAY, JANUARY 7, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that B. P. Gambrell, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Miller, It is ordered that Madrid B. Loftin, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jesse I. Miller, It is ordered that Theodore Levin, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ernest K. Neumann, It is ordered that Juan A. A. Sedillo, Esquire, of Santa Fe, State of New Mexico, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Luther E. Birdzell, It is ordered that Karl K. Michelet, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Great Northern Railway Company, Petitioner,

178 vs.

J. J. Weeks, State Tax Commissioner, et al.

Argument continued by Mr. F. G. Dorety for the petitioner; by Mr. Harold D. Shaft for the respondents; and concluded by Mr. F. G. Dorety for the petitioner.

Herbert Lester Tyson, Petitioner,

192 vs.

The United States of America.

Argued by Mr. J. M. Broughton for the petitioner, and by Mr. Will G. Beardslee for the respondent.

Frederick D. Dismuke, Petitioner,

199 vs.

The United States of America.

Argued by Mr. W. A. Bootle for the petitioner, and by Mr. Alexander Holtzoff for the resondent.

Bertram J. Cahn, Executor, etc., Petitioner,

218 vs.

The United States.

Argument commenced by Mr. John W. Townsend for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

WEDNESDAY, JANUARY 8, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James John Hayden, It is ordered that Edward Rightor, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph P. Murray, It is ordered that Thomas E. White, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Schmitt, It is ordered that William Henry Maynard, Esquire, of Jackson, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John F. Richter, It is ordered that Howard Addison Graul, Esquire, of Bellefontaine, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas A. Jenkins, It is ordered that Lawrence Zupp, Esquire, of Bellefontaine, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James John Hayden, It is ordered that Chas. J. Rivet, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that Theo J. McGee, Esquire, of Columbus, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Preston B. Kavanagh, It is ordered that Stephen B. Chaffee, Esquire, of Sunnyside, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

3/3/41 Name changed to Swerland

On motion first made to the Court in this behalf by Mr. Joseph G. M. Browne, It is ordered that Bernard L. Swirsky, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Laurence Graves, It is ordered that Isadore Polier, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Schmitt, It is ordered that William Dow Conn, Jr., Esquire, of Jackson, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alfred T. Davison, It is ordered that Orrin G. Judd, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur F. Mullen, It is ordered that Januarius Arthur Mullen, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Bertram J. Cahn, Executor, etc., Petitioner,

218 vs.

The United States.

Argument continued by Mr. John W. Townsend for the petitioner; by Mr. Guy Patten for the respondent; and concluded by Mr. John W. Townsend for the petitioner.

Manhattan General Equipment Company,

Petitioner,

226 vs.

Commissioner of Internal Revenue; and

Collier Service Corporation, Formerly
Broadway Subway Advertising Co., Inc.,

Petitioner,

227 vs.

Commissioner of Internal Revenue.

Argued by Mr. Laurence Graves for the petitioners, and by Mr. Assistant Solicitor General Bell for the respondent.

The United States of America, Petitioner,

265 vs.

Ray Keith Atkinson.

Argued by Mr. Will G. Beardslee for the petitioner, and by Mr. Warren E. Miller for the respondent.

The Prudence Company, Inc., Petitioner,

270 vs.

Fidelity & Deposit Company of Maryland, et al.

Leave granted petitioner to file reply brief within five days.

Argument commenced by Mr. Alfred T. Davison for the petitioner, and continued by Mr. John W. Davis for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William M. Whittington, It is ordered that Earl Brewer, Esquire, of Jackson, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Benton, It is ordered that Harold J. Weples, Esquire, of Ironwood, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edwin F. A. Morgan, It is ordered that Gaylord Lee Clark, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. Jasper Bell, It is ordered that Russell W. Pickett, Esquire, of Trenton, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry E. Stauffer, It is ordered that Theodore H. Lassagne, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Abel Breyfous, It is ordered that Ernest Alpha, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Emanuel Celler, It is ordered that Sydney Rosenthal, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Prudence Company, Inc., Petitioner,

270 vs.

Fidelity & Deposit Company of Maryland and

American Bonding Company of Baltimore.

Argument continued by Mr. John W. Davis for the respondents and concluded by Mr. Alfred T. Davison for the petitioner.

The United States of America, Petitioner,

272 vs.

Frank Rizzo, Claimant of 146,157 Gallons

of Alcohol.

Argued by Mr. Charles E. Wyzanski, Jr., for the petitioner, and by Mr. Milton R. Kroopf for the respondent. Motion to dismiss submitted by Mr. Milton R. Kroopf for the respondent.

International Steel and Iron Company, Appellant,

252 vs.

National Surety Company.

Argument commenced by Mr. Cecil Sims for the appellant. The Court declined to hear further argument.

Camille V. Treigle, Appellant,

287 vs.

Acme Homestead Association;

Camille V. Treigle, Appellant,

288 vs.

Thrift Homestead Association;

Treigle Sash Factory, Inc., Appellant,

289 vs.

Conservative Homestead Association;

Treigle Sash Factory, Inc., Appellant,

290 vs.

Union Homestead Association; and

Joseph Mitchell, Appellant,

316 vs.

Conservative Homestead Association.

Argued by Mr. Alex W. Swords for the appellants, and by Mr. Delvaille H. Theard for the appellees.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Elisha Hanson, It is ordered that Esmond Phelps, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Will G. Beardslee, It is ordered that Ben A. Maslan, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elisha Hanson, It is ordered that Howard B. Gist, Esquire, of Alexandria, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Claiborne, It is ordered that Edward B. Greensfelder, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elisha Hanson, It is ordered that James J. Davidson, Jr., Esquire, of Lafayette, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence F. Lea, It is ordered that J. P. Patterson, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. Milton Simpson, It is ordered that G. Wallace Bates, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

International Steel and Iron Company,

Appellant,

252 vs.

National Surety Company.

On consideration of the motion of counsel for the appellant to postpone further consideration of this case for two weeks,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Baltimore National Bank, Petitioner,

283 vs.

State Tax Commissioner of Maryland.

Argument commenced by Mr. Edwin F. A. Morgan for the petitioner; continued by Mr. Herbert R. O'Conor and by Mr. William L. Henderson for the respondent; and concluded by Mr. Gaylord Lee Clark for the petitioner.

Ed Brown, Henry Shields, et al.,

Petitioners,

301 vs.

State of Mississippi.

Argued by Mr. Earl Brewer for the petitioners, and by Mr. W. D. Conn and Mr. W. H. Maynard for the respondent.

Violet Trapping Company, Inc.,

Appellant,

302 vs.

Lucille May Grace, Register State Land Office, etc.

Argument commenced by Mr. Edward Rightor for the appellant.

Proclamation being made the Court is adjourned until Monday, next, at 12 o'clock.

MONDAY, JANUARY 13, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank H. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that Glenn Alcorn, Esquire, of Tulsa, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Pendall Marbury, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Claiborne, It is ordered that Leo Lyng, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that W. F. Rampendahl, Esquire, of Muskogee, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James M. Beck, It is ordered that Charles S. Barnes, Jr., Esquire, of Hingham, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Reed, It is ordered that Charles Denby, Jr., Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Lewis Smith, It is ordered that George A. Eberly, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Carl E. Mapes, It is ordered that Alva M. Cummins, Esquire, of Lansing, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Claiborne, It is ordered that James A. Waechter, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Claiborne, It is ordered that Mark D. Eagleton, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry S. Manley, It is ordered that Seymour Ellenbogen, Esquire, of Albany, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur W. Machen, It is ordered that H. Vernon Eney, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Carl E. Mapes, It is ordered that Walter S. Foster, Esquire, of Lansing, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. L. Igoe, It is ordered that Daniel D. Glasser, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Rickert Rice Mills, Inc., Petitioner,

577 vs.

Rufus W. Fontenot, Individually and as Acting United States Collector of Internal Revenue for the District of Louisiana.

On Writ of Certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, which cause was brought into this Court before decision on the merits in the said Circuit Court of Appeals, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the District Court of the United States for the Eastern District of Louisiana, in this cause be, and the same is hereby, vacated with costs; and that this cause be, and the same is hereby, remanded to the said District Court for the entry of a decree enjoining collection of the assailed exaction.

Per Mr. Justice Roberts.

A. B. Dore, Petitioner,

578 vs.

Rufus W. Pontenot, Individually and as Acting United States Collector of Internal Revenue for the District of Louisiana.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, which cause was brought into this Court before decision on the merits in the said Circuit Court of Appeals, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the District Court of the United States for the Eastern District of Louisiana, in this cause be, and the same is hereby, vacated with costs; and that this cause be, and the same is hereby, remanded to the said District Court for the entry of a decree enjoining collection of the assailed exaction.

Per Mr. Justice Roberts.

United Rice Milling Products Co., Inc., Petitioner,

579 vs.

Rufus W. Pontenot, Individually and as Acting United States Collector of Internal Revenue for the District of Louisiana.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, which cause was brought into this Court before decision on the merits in the said Circuit Court of Appeals and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the District Court of the United States for the Eastern District of Louisiana, in this cause be, and the same is hereby, vacated with costs; and that this cause be, and the same is hereby, remanded to the said District Court for the entry of a decree enjoining collection of the assailed exaction.

Per Mr. Justice Roberts.

Baton Rouge Rice Mill, Inc., Petitioner,
580 vs.
Rufus W. Fontenot, Individually and as Acting United States Collector of Internal Revenue for the District of Louisiana.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, which cause was brought into this Court before decision on the merits in the said Circuit Court of Appeals, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the District Court of the United States for the Eastern District of Louisiana, in this cause be, and the same is hereby, vacated with costs; and that this cause be, and the same is hereby, remanded to the said District Court for the entry of a decree enjoining collection of the assailed exaction.

Per Mr. Justice Roberts.

T. Simon, Petitioner,
581 vs.
Rufus W. Fontenot, Individually and as Acting United States Collector of Internal Revenue for the District of Louisiana.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, which cause was brought into this Court before decision on the merits in the said Circuit Court of Appeals, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the District Court of the United States for the Eastern District of Louisiana, in this cause be, and the same is hereby, vacated with costs; and that this cause be, and the same is hereby, remanded to the said District Court for the entry of a decree enjoining collection of the assailed exaction.

Per Mr. Justice Roberts.

Levy Rice Milling Co., Inc., Petitioner,
585 vs.
Rufus W. Fontenot, Individually and as Acting United States Collector of Internal Revenue for the District of Louisiana.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, which cause was brought into this Court before decision on the merits in the said Circuit Court of Appeals, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the District Court of the United States for the Eastern District of Louisiana, in this cause be, and the same is hereby, vacated with costs; and that this cause be, and the same is hereby, remanded to the said District Court for the entry of a decree enjoining collection of the assailed exaction.

Per Mr. Justice Roberts.

Farmers Rice Milling Co., Inc.,
Petitioner,
586 vs.
Rufus W. Fontenot, Individually and as Acting United States Collector of Internal Revenue for the District of Louisiana.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, which cause was brought into this Court before decision on the merits in the said Circuit Court of Appeals, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the District Court of the United States for the Eastern District of Louisiana, in this cause be, and the same is hereby, vacated with costs; and that this cause be, and the same is hereby, remanded to the said District Court for the entry of a decree enjoining collection of the assailed exaction.

Per Mr. Justice Roberts.

Noble-Trotter Rice Milling Co., Inc., Petitioner,
587 vs.
Rufus W. Pontenot, Individually and as Acting United States Collector of Internal Revenue for the District of Louisiana.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, which cause was brought into this Court before decision on the merits in the said Circuit Court of Appeals, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the District Court of the United States for the Eastern District of Louisiana, in this cause be, and the same is hereby, vacated with costs; and that this cause be, and the same is hereby, remanded to the said District Court for the entry of a decree enjoining collection of the assailed exaction.

Per Mr. Justice Roberts.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
173 vs.
Samuel A. Salvage.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice McReynolds.

Samuel A. Salvage, Petitioner,
280 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice McReynolds.

Lee Moor, Petitioner,
49 vs.
Texas and New Orleans Railroad Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

Bertram J. Cahn, Executor of the Will of Jonas Kuppenheimer, Deceased, Petitioner,

vs.

The United States.

On writ of certiorari to the Court of Claims.

218

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Claims for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

In the Matter of Ralph J. Baker.

—.

O R D E R

The clerk of this Court having reported the failure of Ralph J. Baker, a member of the Bar of this Court, to deposit a check of the clerk of this Court for $15.45 issued to him on November 10, 1934, as counsel for petitioner in the case of Central Iron & Steel Co. v. United States, No. 60, October Term, 1934; and it appearing to the Court that Ralph J. Baker had failed to answer or respond to four letters sent him by the clerk of this Court under dates of February 1, 1935, February 28, 1935, April 6, 1935, and November 2, 1935, with respect to the said check; and a rule having issued December 9, 1935, directing him to show cause why he should not be disbarred from the practice of the law in this Court for conduct unbecoming a member of the Bar of this Court; and Ralph J. Baker having made return to the rule, apologizing for his neglect, and the check issued to him having been deposited,

It is ordered that the respondent, Ralph J. Baker, be, and he is hereby, reprimanded for unjustified failure in a duty owed by him as a member of the Bar of this Court to respond to communications addressed to him by the clerk of this Court pertaining to the business of the Court;

And it is further ordered that the rule to show cause aforesaid be, and it is hereby, discharged.

Per Mr. Chief Justice Hughes.

In re William P. Deppe.

—.

The petition for reconsideration of the order denying the motion of October 25, 1935, is denied.

Per Mr. Chief Justice Hughes.

In re Florence Steele-Beck.

—.

On consideration of the petition for leave to file suit against the State of Ohio,

It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: Charles Minchella, Petitioner.

—, Original.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: Harold J. Kattelman, Petitioner.

—, Original.

On consideration of the motion for leave to file a petition for writ of prohibition herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

In re Laurence Marks, Petitioner.

—, Original.

On consideration of the application for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said application be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Wisconsin, et al., Complainants,
4, Original. vs.
State of Illinois, et al.;

State of Michigan, et al., Complainants,
5, Original. vs.
State of Illinois, et al.; and

State of New York, et al., Complainants,
6, Original. vs.
State of Illinois, et al.

The semi-annual report of defendant, Sanitary District of Chicago, dated January 1, 1936, is received and ordered filed.

Per Mr. Chief Justice Hughes.

State of Wisconsin, Complainant,
12, Original. vs.
State of Michigan.

The supplemental report of the Special Master is received and ordered filed. On consideration of the joint motion of counsel it is ordered that the record be settled by January 27, next; briefs of the parties to be filed on or before February 17, next; and that the case be assigned for argument on Monday, March 2, next.

Per Mr. Chief Justice Hughes.

The State of Arkansas, Complainant,
14, Original. vs.
The State of Tennessee.

The answer and cross-bill of defendant is received and ordered filed.

Per Mr. Chief Justice Hughes.

Bayside Fish Flour Company, Appellant,

2 vs.

J. Dale Gentry, Earl B. Gilmore, I. Zellerbach, et al.

ORDER

In view of the gravity of the questions involved, the Court directs that oral argument be had, and the case is set for oral argument on Monday, February 10, 1936.

Per Mr. Chief Justice Hughes.

Ann Mathy, Administratrix of the Estate of Vital Mathy, Deceased, Petitioner,

665 vs.

Chicago & Northwestern Railway Company.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ann Mathy, Administratrix of the Estate of Vital Mathy, Deceased, Petitioner,

665 vs.

Chicago & Northwestern Railway Company.

On petition for writ of certiorari to the Supreme Court of the State of Michigan.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Michigan, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. H. Acker, Doing Business as C. H. Acker & Company, et al., Appellants,
655 vs.
The United States of America, et al.; and

The United States of America, et al., Appellants,
656 vs.
J. M. Corrick, et al., etc.

In these cases probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

L. M. McKinley, Trustee in Bankruptcy of Hollander Drug Company, Bankrupt, Petitioner,
613 vs.
Gus H. Hirschfeld, Executor of the Estate of R. W. Craig, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Irving Wexler, Petitioner,
624 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

D. B. Wilson, Petitioner,
653 vs.
Kernitz Furnace Appliance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

ORDER

The Court will take a recess from Monday, January 20, to Monday, February 3, next.

Per Mr. Chief Justice Hughes.

Ex Parte: Jesse C. Duke, Petitioner.
—, Original.

Motion for leave to file petition for writ of mandamus submitted by Mr. Jesse C. Duke pro se.

State of Texas, Complainant,
15, Original. vs.
State of New Mexico, et al.

Motion of defendants to dismiss bill of complaint presented.

Violet Trapping Company, Inc., Appellant,
302 vs.
Lucille May Grace, Register State Land Office, etc.

Argument continued by Mr. Edward Rightor for the appellant. The Court declined to hear further argument.

Northern Pacific Railway Company,

Appellant,

529 vs.

State of Washington;

Great Northern Railway Company,

Appellant,

573 vs.

State of Washington; and

The Pacific Telephone and Telegraph

Company, Appellant,

544 vs.

The Tax Commission of the State of

Washington, et al.

Argument commenced by Mr. L. B. daPonte for the appellant in No. 529; continued by Mr. Thomas Balmer for the appellant in No. 573; by Mr. Otto B. Rupp for the appellant in No. 544; by Mr. R. G. Sharpe and Mr. Walter L. Baumgartner for the appellees; and concluded by Mr. L. B. daPonte for the appellant in No. 529.

Arthur Gooch,

559 vs.

The United States of America.

Argument commenced by Mr. W. F. Rampendahl for Gooch.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

TUESDAY, JANUARY 14, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Chauncey W. Reed, It is ordered that George E. Billett, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Charles M. Kennedy, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren R. Austin, It is ordered that Lee S. Tillotson, Esquire, of St. Albans, State of Vermont, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James J. Lenihan, It is ordered that James F. Ryan, Esquire, of Dubuque, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert N. Miller, It is ordered that Neville Miller, Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sterling G. McNees, It is ordered that Gilbert Nurick, Esquire, of Harrisburg, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Davis, It is ordered that Edwin Foster Blair, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Arthur Gooch,

559 vs.

The United States of America.

Argument continued by Mr. W. P. Rampendahl for Gooch, and concluded by Mr. Gordon Dean for The United States.

Alice Lee Grosjean, Supervisor of Public Accounts, etc., Appellant,

303 vs.

American Press Company, Inc., et al.

Argued by Mr. Charles J. Rivet for the appellant and by Mr. Esmond Phelps and Mr. Elisha Hanson for the appellees.

The Baltimore and Ohio Railroad Company, et al., Appellant,

312 vs.

The United States of America, et al.

Argument commenced by Mr. E. L. Beach for the appellants.

Proclamation being made the Court is adjourned until

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James R. Claiborne, It is ordered that Leonidas P. Embry, Esquire, of California, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Miller, It is ordered that James E. Lightle, Esquire, of Searcy, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Laurence J. Heller, It is ordered that Maurice Walk, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis Titus, It is ordered that John P. Sinclair, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Randolph C. Shaw, It is ordered that Lloyd H. Landau, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Rigby, It is ordered that Rufus Gilbert Poole, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Maurice E. Harrison, It is ordered that Mrs. Margaret M. Harrison, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George D. Horning, Jr., It is ordered that Harry A. Honker, Esquire, of Lebanon, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wendell Berge, It is ordered that Merville M. Mobbs, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Rigby, It is ordered that William M. Abbott, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Isaac E. Ferguson, It is ordered that Claude A. Roth, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Isaac E. Ferguson, It is ordered that Burnett Wolfson, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Baltimore and Ohio Railroad Company,
et al., Appellants,
312 vs.
The United States of America, et al.

Argument continued by Mr. E. L. Beach for the appellants; by Mr. Edward M. Reidy for the appellees, The United States and Interstate Commerce Commission; by Mr. Frank W. Gwathmey for the appellees, Atlantic Coast Line R. R. Co., et al.; and concluded by Mr. E. L. Beach for the appellants.

Mayflower Farms, Inc., Appellant,
349 vs.
Charles H. Baldwin, Commissioner of the Department
of Agriculture and Markets of the State of New York, et al.

On consideration of the motion of counsel for the appellees to substitute Peter G. Ten Eyck, present Commissioner of the Department of Agriculture and Markets of the State of New York, in place of Charles H. Baldwin, as a party appellee in this case,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and that Peter G. Ten Eyck, be, and he is hereby, substituted as a party appellee in place of Charles H. Baldwin.

Per Mr. Chief Justice Hughes.

Mayflower Farms, Inc., Appellant,
349 vs.
Peter G. Ten Eyck, Commissioner, etc., et al.

Argued by Mr. Seymour Ellenbogen for the appellant and by Mr. Henry S. Manley for the appellees.

Peter Van Der Weyde, Petitioner,

4 vs.

Ocean Transport Company, Ltd., etc., et al.

Submitted by Mr. John P. Hannon, Mr. William P. Lord, and Mr. Andrew G. Haley for the petitioner and by Mr. Lane Summers, Mr. W. H. Hayden, and Mr. F. T. Merritt for the respondents, with leave to petitioner to file a brief by Friday next.

Terminal Warehouse Company, Petitioner,

351 vs.

Pennsylvania Railroad Company, et al.

Argument commenced by Mr. Thomas Raeburn White for the petitioner and continued by Mr. John Hampton Barnes for the respondent, Pennsylvania Railroad Company.

Proclamation being made the Court is adjourned until

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Cornelius H. Bull, It is ordered that Samuel D. Forster, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Alvin Pittenger, It is ordered that Elmer J. Ryan, Esquire, of South St. Paul, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Preston C. King, Jr., It is ordered that Edward E. Tuttle, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter Schaffner, It is ordered that Edward Mager, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George T. Buckingham, It is ordered that Don Kenneth Jones, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George T. Buckingham, It is ordered that Vincent O'Brien, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur G. Brodo, It is ordered that Isadore M. Colton, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Wharton Pepper, It is ordered that Clarence E. Hall, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. Wittington, It is ordered that Charles F. Engle, Esquire, of Natchez, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John A. Kratz, It is ordered that Geo. M. Kellogg, Jr., Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward Clifford, It is ordered that Jason L. Honigman, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America, Petitioner,

401 vs.

William M. Butler, et al., etc.

Motion that mandate issue forthwith submitted by Mr. Edmund M. Toland for the respondents in support of the motion and by Mr. Solicitor General Reed for the petitioner in opposition thereto.

Ex Parte: Bruno Richard Hauptmann, Petitioner,

—, Original.

Motion for leave to file petition for writ of habeas corpus and for a stay of execution submitted by Mr. Neil Burkinshaw for the petitioner.

Ex Parte: Bruno Richard Hauptmann, Petitioner,

—, Original.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Terminal Warehouse Company, Petitioner,

351 vs.

Pennsylvania Railroad Company, et al.

Argument continued by Mr. John Hampton Barnes for the respondent, Pennsylvania Railroad Company; by Mr. Robert T. McCracken for the respondent, Merchants Warehouse Company; and concluded by Mr. John J. Hickey for the petitioner.

Nettie Meyer, Anna Jacobson, et al., Petitioners,

375 vs.

Kenmore Granville Hotel Company, et al., and

Nettie Meyer, Anna Jacobson, et al., Petitioners,

376 vs.

Kenmore Granville Hotel Company, et al.

Argued by Mr. Meyer Abrams for the petitioners, and by Mr. I. E. Ferguson for the respondents.

Wine Railway Appliance Company, Petitioner,

356 vs.

Enterprise Railway Equipment Company.

Argued by Mr. Gilbert P. Ritter for the petitioner, and by Mr. M. K. Hobbs for the respondent.

The United States of America, Petitioner,

33 vs.

The State of California.

Argument commenced by Mr. Assistant Solicitor General Bell for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock

FRIDAY, JANUARY 17, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Daniel Austin Shirk, It is ordered that Edwin R. Wolff, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James W. Morris, It is ordered that Clyde A. Morton, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert P. Davis, It is ordered that Paul J. Culhane, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

James F. Bishop, as Administrator,
etc., et al., Petitioners,
633 vs.
St. Joseph-Chicago Steamship Company.

On consideration of the motion for leave to file brief opposing the petition for writ of certiorari in this case,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Isaac Chapman, Petitioner,
151 vs.
R. J. Hoage, Deputy Commissioner, District of Columbia Compensation District, etc., et al.

On consideration of the motion of counsel for the petitioner that the mandate in this cause issue forthwith,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and that the mandate in this cause issue forthwith.

Per Mr. Chief Justice Hughes.

Bertram J. Cahn, Executor of the Will of
Jonas Kuppenheimer, Deceased, Petitioner,
218 vs.
The United States.

On consideration of the motion of counsel for the petitioner that the mandate in this cause issue forthwith,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and that the mandate in this cause issue forthwith.

Per Mr. Chief Justice Hughes.

Rickert Rice Mills, Inc., Petitioner,

577 vs.

Rufus W. Pontenot, Individually, etc.;

A. B. Dore, Petitioner,

578 vs.

Rufus W. Pontenot, Individually, etc.;

United Rice Milling Products Co., Inc.,

Petitioner,

579 vs.

Rufus W. Pontenot, Individually, etc.;

Baton Rouge Rice Mill, Inc., Petitioner,

580 vs.

Rufus W. Pontenot, Individually, etc.;

T. Simon, Petitioner,

581 vs.

Rufus W. Pontenot, Individually, etc.;

Levy Rice Milling Co., Inc., Petitioner,

585 vs.

Rufus W. Pontenot, Individually, Etc.;

Farmers Rice Milling Co., Inc.,

Petitioner,

586 vs.

Rufus W. Pontenot, Individually, etc.; and

Noble-Trotter Rice Milling Co., Inc.,

Petitioner,

587 vs.

Rufus W. Pontenot, Individually, etc.

Motion to approve order for the release of impounded funds and motion that mandates issue forthwith submitted by Mr. Homer L. Bruce for the petitioners in support of the motions and by Mr. Solicitor General Reed for the respondent in opposition thereto.

The United States of America,

Petitioner,

33 vs.

The State of California.

Argument continued by Mr. Assistant Solicitor General Bell for the petitioner, and concluded by Mr. Ralph O. Marron for the respondent.

Matson Navigation Company, et al.,

Appellants,

346 vs.

State Board of Equalization of the State of California, et al.

Argued by Mr. Maurice E. Harrison for the appellants, and by Mr. H. H. Linney for the appellees.

C. S. Tuttle, Albert J. Peterson, et al., etc., Petitioners,

428 vs.

Sam Harris, J. Rose, et al., etc.

Argued by Mr. George T. Buckingham for the petitioners, and by Mr. Maurice Walk for the respondents.

Duparquet Huot & Moneuse Co., et al.,

Petitioners,

533 vs.

Prysinger Evans, et al.

Argued by Mr. Harold Harper for the petitioners, and by Mr. Daniel A. Shirk for the respondent.

Proclamation being made the Court is adjourned until Monday, January 20, next, at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that William W. Barron, Esquire, of Saint Paul, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Samuel Rothstein, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. J. Dickinson, It is ordered that Jno. A. Sennoff, Jr., Esquire, of Mason City, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Harold Korzenik, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Ewing Thomason, It is ordered that Eugene T. Edwards, Esquire, of El Paso, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lucius Q. C. Lamar, It is ordered that James P. Lynch, Jr., Esquire, of Mobile, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry Stewart McDonald, Jr., It is ordered that Gordon P. Peyton, Esquire, of Alexandria, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Driver, It is ordered that John S. Mosby, Esquire, of Lepanto, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. C. Calhoun, It is ordered that Paul B. Eaton, Esquire, of Charlotte, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Claiborne, It is ordered that Sterling P. Bond, Esquire, of St. Louis, State of Missorui, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wm. Marshall Bullitt, It is ordered that Roy H. Callahan, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Claiborne, It is ordered that Robert E. Hannegan, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Meyer Turin, It is ordered that Thomas Hart Kennedy, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Thomas A. Carpenter, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following order of the Court:

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Edna T. Stevens, John P. Stevens, Jr. and Robert T. Stevens, as Executors Under the Last Will and Testament of John P. Stevens, Deceased.

637

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
637 vs.
Edna T. Stevens, John P. Stevens, Jr. and Robert T. Stevens, as Executors Under the Last Will and Testament of John P. Stevens, Deceased.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

Ex Parte: Jesse C. Duke, Petitioner.
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On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Texas, Complainant,
15, Original. vs.
State of New Mexico, et al.

It is ordered that this case be assigned for argument on the motion to dismiss on Monday, March 2, next.

Per Mr. Chief Justice Hughes.

James F. Bishop, as Administrator of
the Estate of William F. Ristow, De-
ceased, et al., Petitioners,
633 vs.
St. Joseph-Chicago Steamship Company.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James F. Bishop, as Administrator of
the Estate of William F. Ristow, De-
ceased, et al., Petitioners,
633 vs.
St. Joseph-Chicago Steamship Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John F. Moran, Receiver, etc., Appellant,
638 vs.
Loudoun National Bank of Leesburg, Virginia.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

The United States of America, Appellant,
660 vs.
Elgin, Joliet and Eastern Railway Company.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Wheeling Steel Corporation, Appellant,

663 vs.

Fred L. Fox, State Tax Commissioner, etc., et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Blakely D. McCaughn, Collector of Internal Revenue for the First District of Pennsylvania, Petitioner,

629 vs.

Real Estate Land Title and Trust Company and Douglas MacParlan, Executors of Estate of Malcolm MacParlan, Deceased.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Commonwealth of Pennsylvania ex rel. Charles J. Margiotti, Attorney General, Petitioner,

621 vs.

William J. Kyle, Acting Collector of Internal Revenue, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sadie Minton, Petitioner,
627 vs.
Coast Property Corporation and
George E. Frost.

On petition for writ of certiorari to the Supreme Court of the State of Oregon.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Oregon, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. T. Timmons, Petitioner,
630 vs.
Commonwealth of Virginia.

On petition for writ of certiorari to the Supreme Court of Appeals of the State of Virginia.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of Appeals of the State of Virginia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Aetna Insurance Company, American Alliance Insurance Company, American Central Insurance Co., et al., Petitioners,
632 vs.
Atlantic Coast Line Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Julian W. Fretwell, Petitioner,
647 vs.
Gillette Safety Razor Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The City of Philadelphia, Petitioner,
652 vs.
Standard Oil Company of Pennsylvania.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Compania de Inversiones Internacionales, Petitioner,
666 vs.
Industrial Mortgage Bank of Finland, etc.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,
401 vs.
William M. Butler, et al., Receivers of Hoosac Mills Corporation.

On consideration of the motion of counsel for the respondents that the mandate in this case issue forthwith,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and that the mandate in the above entitled case issue forthwith.

Rickert Rice Mills, Inc., Petitioner,

577 vs.

Rufus W. Pontenot, Individually, etc.;

A. B. Dore, Petitioner,

578 vs.

Rufus W. Pontenot, Individually, etc.;

United Rice Milling Products Co., Inc.,
Petitioner,

579 vs.

Rufus W. Pontenot, Individually, etc.;

Baton Rouge Rice Mill, Inc., Petitioner,

580 vs.

Rufus W. Pontenot, Individually, etc.;

T. Simon, Petitioner,

581 vs.

Rufus W. Pontenot, Individually, etc.;

Levy Rice Milling Co., Inc., Petitioner,

585 vs.

Rufus W. Pontenot, Individually, etc.;

Farmers Rice Milling Co., Inc.,
Petitioner,

586 vs.

Rufus W. Pontenot, Individually, etc.; and

Noble-Trotter Rice Milling Co., Inc.,
Petitioner,

587 vs.

Rufus W. Pontenot, Individually, etc.

A petition for rehearing having been filed in these cases,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rickert Rice Mills, Inc., Petitioner,

577 vs.

Rufus W. Fontenot, Individually, etc.;

A. B. Dore, Petitioner,

578 vs.

Rufus W. Fontenot, Individually, etc.;

United Rice Milling Products Co., Inc.,
Petitioner,

579 vs.

Rufus W. Fontenot, Individually, etc.;

Baton Rouge Rice Mill, Inc., Petitioner,

580 vs.

Rufus W. Fontenot, Individually, etc.;

T. Simon, Petitioner,

581 vs.

Rufus W. Fontenot, Individually, etc.;

Levy Rice Milling Co., Inc., Petitioner,

585 vs.

Rufus W. Fontenot, Individually, etc.;

Farmers Rice Milling Co., Inc.,
Petitioner,

586 vs.

Rufus W. Fontenot, Individually, etc.; and

Noble-Trotter Rice Milling Co., Inc.,
Petitioner,

587 vs.

Rufus W. Fontenot, Individually, etc.

On consideration of the motion of counsel for the petitioners that the mandates in these cases issue forthwith,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and that the mandates in the above-entitled cases issue forthwith.

Per Mr. Chief Justice Hughes.

Rickert Rice Mills, Inc., Petitioner,

577 vs.

Rufus W. Fontenot, Individually, etc.;

A. B. Dore, Petitioner,

578 vs.

Rufus W. Fontenot, Individually, etc.;

United Rice Milling Products Co., Inc.,
Petitioner,

579 vs.

Rufus W. Fontenot, Individually, etc.;

Baton Rouge Rice Mill, Inc., Petitioner,

580 vs.

Rufus W. Fontenot, Individually, etc.;

T. Simon, Petitioner,

581 vs.

Rufus W. Fontenot, Individually, etc.;

Levy Rice Milling Co., Inc., Petitioner,

585 vs.

Rufus W. Fontenot, Individually, etc.;

Farmers Rice Milling Co., Inc.,
Petitioner,

586 vs.

Rufus W. Fontenot, Individually, etc.; and

Noble-Trotter Rice Milling Co., Inc.,
Petitioner,

587 vs.

Rufus W. Fontenot, Individually, etc.

ORDER

In accordance with the opinion of the Court in the above styled and numbered causes, delivered on Monday, January 13, 1936, it is ordered that the New Orleans Branch of the Federal Reserve Bank for the Eleventh District at

New Orleans, Louisiana, appointed as depositary by the order of this Court in said causes, dated November 26, 1935, return forthwith to each of the above named petitioners, respectively, in each of said causes all moneys deposited by each of said respective petitioners with said New Orleans Branch of said Federal Reserve Bank pursuant to said order of November 26, 1935.

Done at Washington this 20th day of January, 1936.

Per Mr. Chief Justice Hughes.

International Steel and Iron Company,

Appellant,

252 vs.

National Surety Company.

Further consideration of this cause is postponed for a period of thirty days from January 24, next.

Per Mr. Chief Justice Hughes.

The State of Georgia, Complainant,

16, Original. vs.

Henry Morgenthau, Jr., Individually,

etc., et al.

The motion to dismiss and answer of the defendants is received and ordered filed. The case is assigned for argument on motion to dismiss on Tuesday, February 4, next.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until Monday, February 3, next.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynonds,
Louis N. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Frederick R. Lehlbach, It is ordered that Herman Marx, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick R. Lehlbach, It is ordered that Philip Mandelbaum, Esquire, of Newark, State of Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Byron B. Harlan, It is ordered that Mrs. Mildred Eichbaum, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert E. Freer, It is ordered that Arthur Clark, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellof this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stanton C. Peelle, It is ordered that Knowlton Durham, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Bricker, It is ordered that Robert L. Barton, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Cunninghmm, It is ordered that Fred Hinkle, Esquire, of Wichita, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Benton, It is ordered that Don W. Stewart, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Benton, It is ordered that Edwin Vail, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Leo Guzik, It is ordered that Herman William Bernstein, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. U. Bon Geaslin, It is ordered that Orville Zimmerman, Esquire, of Kennett, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Mastin G. White, It is ordered that Jack W. Bain, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. Milton Simpson, It is ordered that Homer H. Breland, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur A. Alexander, It is ordered that James John Lewis, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur A. Alexander, It is ordered that William Henry Jacobs, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert I. Dennison, It is ordered that Jacob Saul Barshay, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel B. Pettingill, It is ordered that Schuyler C. Mowrer, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harrison B. McCawley, It is ordered that Geo. E. McKernon, Esquire, of Reno, State of Nevada, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward J. McGratty, Jr., It is ordered that Hyman Zettler, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David Wiener, It is ordered that Abram S. Turteltaub, Esquire, of Bayonne, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Allen W. Fields, It is ordered that Rupert A. Boehmer, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward J. McGratty, Jr., It is ordered that Laurence A. Grosby, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward J. McGratty, Jr., It is ordered that Roland C. Foerster, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene Meacham, It is ordered that Richard Wayne Wilson, Esquire, of Billings, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Max Rhoade, It is ordered that Samuel Mark London, Esquire, of Youngstown, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Prudence Company, Inc., Petitioner,
270 vs.
Fidelity & Deposit Company of Maryland and American Bonding Company of Baltimore.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, modified as indicated in the opinion of this Court and, as thus modified, affirmed, The Prudence Company to recover its taxable costs in this Court.

And it is further ordered that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Baltimore National Bank, Petitioner,
283 vs.
State Tax Commission of Maryland.

On writ of certiorari to the Court of Appeals of the State of Maryland.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of Maryland, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Cardozo.

Duparquet Huot & Moneuse Co., E. E. Alley Co., Inc., and H. B. Day Co., Inc., Petitioners,
533 vs.
Prysinger Evans, Du-wel Cleaning Contracting Co., Greenleigh Printing Co., Inc., et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Cardozo.

Mr. Justice Van Devanter took no part in the consideration or decision of this case.

C. S. Tuttle, Albert J. Peterson, et al., etc., Petitioners,
428 vs.
Sam Harris, J. Rose and I. Gordon, Petitioning Creditors.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Mr. Justice Van Devanter took no part in the consideration or decision of this case.

Camille V. Treigle, Appellant,
287 vs.
Acme Homestead Association.

Appeal from the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Roberts.

Camille V. Treigle, Appellant,
288 vs.
Thrift Homestead Association.

Appeal from the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Roberts.

Triegle Sash Factory, Inc., Appellant,
289 vs.
Conservative Homestead Association.

Appeal from the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Roberts.

Triegle Sash Factory, Inc., Appellant,
290 vs.
Union Homestead Association.

Appeal from the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Roberts.

Joseph Mitchell, Appellant,
316 vs.
Conservative Homestead Association.

Appeal from the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the saie is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Roberts.

The United States of America, Petitioner,
265 vs.
Ray Keith Atkinson.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Texas.

Per Mr. Justice Stone.

Nettie Meyer, Anna Jacobson, Jacob Meyerhoff, et al., Petitioners, vs. Kenmore Granville Hotel Company, et al.

375

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Stone.

Mr. Justice Van Devanter took no part in the consideration or decision of this case.

Nettie Meyer, Anna Jacobson, Jacob Meyerhoff, et al., Petitioners, vs. Kenmore Granville Hotel Company, et al.

376

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Stone.

Mr. Justice Van Devanter took no part in the consideration or decision of this case.

Frederick D. Dismuke, Petitioner,
199 vs.
The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Middle District of Georgia.

Per Mr. Justice Stone.

The United States of America, Petitioner,
33 vs.
The State of California.

On writ of ceritorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of California for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Great Northern Railway Company, Petitioner, vs. J. J. Weeks, State Tax Commissioner, et al., etc. — On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

178

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of North Dakota with directions to enter a decree for petitioner, the plaintiff below, that respondents, the defendants below, be enjoined from collecting on account of the taxes levied against petitioner on the basis or because of the challenged assessment any amount in excess of such proportion of the taxes levied as the value indicated, $68,832,000, is to the assessment, $78,832,000, being 87.3149+%; the injunction will be conditioned upon payment by petitioner of that proportion of the taxes. And the decree shall declare that it is without prejudice to the authority of the state board of equalization, if any it has, again to assess petitioner's properties for 1933.

Per Mr. Justice Butler.

Dissenting opinion by Mr. Justice Stone in which Mr. Justice Brandeis and Mr. Justice Cardozo join.

Manhattan General Equipment Company, Petitioner, vs. Commissioner of Internal Revenue. — On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

226

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Sutherland.

Collier Service Corporation, Formerly Broadway Subway Advertising Co., Inc., Petitioner,
227 vs.
Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Sutherland.

Herbert Lester Tyson, Petitioner,
192 vs.
The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of North Carolina.

Per Mr. Justice McReynolds.

Arthur Gooch,
559 vs.
The United States of America.

On a certificate from the United States Circuit Court of Appeals for the Tenth Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Tenth Circuit, and was argued by counsel

On consideration whereof, It is the opinion of this Court that both questions certified must be answered in the affirmative.

Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Justice McReynolds.

Peter Van Der Weyde, Petitioner,
4 vs.
Ocean Transport Company, Ltd., a Corporation, Claimant of the Steamship "Taigen Maru," etc., et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered,adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Washington for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Violet Trapping Company, Inc., Appellant,
302 vs.
Lucille May Grace, Register State Land Office, St. Bernard Syndicate, Louis M. Vinsanau, Clerk of Court, and Orangedale Colony Company.

Appeal from the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. W. Judson Coxey. 657

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. W. Judson Coxey. 657

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Ex Parte: John Brown, Petitioner.
—, Original.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Everett Legg, Petitioner,

54 vs.

E. St. John, Trustee.

ORDER

It is ordered by this Court that the opinion of this Court in this case be, and it hereby is, amended as follows:

That the word "recognized" appearing in line 5 from the bottom of page 3 be deleted and that the word "common" be substituted therefor so that the sentence will read as follows: "The term "insurance" as there used referred only to legal reserve life insurance, the kind of insurance to which a cash surrender value was a common incident."

Per Mr. Chief Justice Hughes.

Howard Shores, Petitioner,

707 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Howard Shores, Petitioner,

707 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Baltimore and Ohio Railroad Company, et al., Appellants,

312 vs.

The United States of America, et.al.

It is ordered that this case be restored to the docket and assigned for reargument on Monday, March 2, next.

Per Mr. Chief Justice Hughes.

Fred O. Morgan, Doing Business as Fred O. Morgan
Sheep Commission Company, et al., Appellants,
686 vs.
The United States of America, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

J. Edward Jones, Petitioner,
640 vs. Order allowing certiorari.
Securities and Exchange Commission.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,
643 vs. Order allowing certiorari.
W. V. Knott, as State Treasurer and ex officio Insurance Commissioner of the State of Florida, et al.

The petition herein for a writ of certiorari to the Supreme Court of the State of Florida is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Asiatic Petroleum Company (Philippine Islands), Limited, Petitioner,
674 vs. Order allowing certiorari.
The Insular Collector of Customs.

The petition herein for a writ of certiorari to the Supreme Court of the Philippine Islands is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Frank T. Hines, Administrator of Veterans Affairs,
(United States Veterans' Administration), Petitioner,
659 vs. Order allowing certiorari.
Minnie Stein, as Guardian of the Estate of Edmund J.
Stein, a Weak-Minded Person.

The petition herein for a writ of certiorari to the Superior Court of the State of Pennsylvania is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Branson Benton, Petitioner,
634 vs. On petition for writ of certiorari
The United States of America. to the United States Circuit Court
of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. Edward Jones, Petitioner,
639 vs. On petition for writ of certiorari
Securities and Exchange Commission. to the United States Circuit Court
of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carl K. Withers, as Commissioner of Banking and Insurance of the State of New Jersey, Petitioner,
644 vs.
W. V. Knott, as State Treasurer and ex officio Insurance Commissioner of the State of Florida, et al.

On petition for writ of certiorari to the Supreme Court of the State of Florida.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Florida, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carl K. Withers, as Commissioner of Banking and Insurance of the State of New Jersey, Petitioner,
645 vs.
Louis P. Snedigar and George J. Baya, Co-partners doing business under the firm name and style of Snedigar & Baya, et al.

On petition for writ of certiorari to the Supreme Court of the State of Florida.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Florida, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

S. B. Knotts, Sr., Petitioner,
654 vs.
The First Carolinas Joint Stock Land Bank of Columbia, South Carolina, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Olen C. Basford, Petitioner,
661 vs.
Standard Shipping Company.

On petition for writ of certiorari to the Supreme Court of the State of New York, County of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, County of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

T. L. White, Guardian of Witchcote White, an Incompetent, Petitioner,
690 vs.
H. C. O'Neal (Now Harry G. Kramer), Receiver of the First National Bank of New Bern.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Catherine Wilson, Founder Trustee of Catherine Wilson Estate, Ltd., etc., Petitioner,
635 vs.
Raymond A. Carroll, Ray Carroll Co., Ltd., Security-First National Bank of Los Angeles, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Vernon Tetzke, Petitioner,
641 vs.
Trust No. 2988 of the Foreman Trust and Savings Bank, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Vernon Tetzke, Petitioner,
642 vs.
Trust No. 2988 of the Foreman Trust and Savings Bank, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Trust Company of Chicago, as Successor Trustee, etc., Petitioner,
668 vs.
Trust No. 2988 of the Foreman Trust and Savings Bank, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Trust Company of Chicago, as Successor Trustee, etc., Petitioner,
669 vs.
Trust No. 2988 of the Foreman Trust and Savings Bank, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Delaware, Lackawanna & Western Railroad Company, Petitioner,
646 vs.
The Industrial Board of the State of New York.

On petition for writ of certiorari to the Appellate Division of the Supreme Court of the State of New York, 3d Judicial Department.

On consideration of the petition for a writ of certiorari herein to the Appellate Division of the Supreme Court of the State of New York, 3d Judicial Department and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Graham P. Hunt, as Receiver of Roberts & Hall, Petitioner,
662 vs.
American Steel Foundries.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William T. Alford, as Domiciliary Administrator of the Estate of Kathryn Oglesby Cornell, Deceased, et al., Petitioners,
680 vs.
Herman D. Cornell.

On petition for writ of certiorari to the Surrogate's Court, New York County, State of New York.

On consideration of the petition for a writ of certiorari herein to the Surrogate's Court, New York County, State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John E. Moore Company, Owner and Claimant of the Steamtug "William C. Moore," Petitioner,
683 vs.
Pan American Petroleum & Transport Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pan American Petroleum & Transport Company, Petitioner,
684 vs.
Steamtug "Margaret A. Moran," Moran Towing and Transportation Company, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,
75 vs.
Safety Car Heating and Lighting Company; and

John R. Rogers, Collector of Internal Revenue, etc., Petitioner,
76 vs.
Safety Car Heating and Lighting Company.

A petition for rehearing having been filed in these cases,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Public Service Commission of Puerto Rico, Petitioner,

115 vs.

Horace Havemeyer, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. J. Richardson, Petitioner,

606 vs.

Chicago, Rock Island & Gulf Railway Company.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Amelia Anderson, et al., Petitioners,

608 vs.

St. Louis Coke & Iron Corporation, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robin P. Allen, Petitioner,

617 vs.

The Cloisters Building Corporation, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Railway Engineering Equipment Company, et al., Petitioners,
631 vs.
Oregon Short Line Railroad Company.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ann Mathy, Administratrix, etc., Petitioner,
665 vs.
Chicago & Northwestern Railway Company.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

General Outdoor Advertising Co., Inc., et al., Appellants,
102 vs.
William F. Callahan, Richard K. Hale, Frank E. Lyman, et al., etc.

Appeal from the Supreme Judicial Court for the County of Suffolk, Commonwealth of Massachusetts.

It appearing to the Court that counsel for the appellants have filed a motion providing for the dismissal of the appeal in this cause,

Therefore, pursuant to said motion, it is ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

General Outdoor Advertising Co., Inc., et al., Appellants,
103 vs.
Samuel Hoar, et al.

Appeal from the Supreme Judicial Court for the County of Suffolk, Commonwealth of Massachusetts.

It appearing to the Court that counsel for the appellants have filed a motion providing for the dismissal of the appeal in this cause,

Therefore, pursuant to said motion, it is ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

Charles I. Brink, Appellant,
104 vs.
William F. Callahan, Richard K. Hale, Frank E. Lyman, et al., etc.

Appeal from the Supreme Judicial Court for the County of Suffolk, Commonwealth of Massachusetts.

It appearing to the Court that counsel for the appellant have filed a motion providing for the dismissal of the appeal in this cause,

Therefore, pursuant to said motion, it is ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

Theron L. Gustin, Doing Business Under the Name and Style of Philadelphia Toro Co., Petitioner,
670 vs.
Worthington Mower Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

It appearing to the Court that counsel for the respective parties have filed a stipulation providing for the dismissal of the petition for certiorari in this cause, each party to pay its own costs;

Therefore, pursuant to said stipulation, it is ordered by this Court that the petition for certiorari in this cause be, and the same is hereby, dismissed, each party to pay its own costs.

Per Mr. Chief Justice Hughes.

Theron L. Gustin, Doing Business Under the Name and Style of Philadelphia Toro Co., Petitioner,
671 vs.
Worthington Mower Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

It appearing to the Court that counsel for the respective parties have filed a stipulation providing for the dismissal of the petition for certiorari in this cause, each party to pay its own costs,

Therefore, pursuant to said stipulation, it is ordered by this Court that the petition for certiorari in this cause be, and the same is hereby, dismissed, each party to pay its own costs.

Per Mr. Chief Justice Hughes.

The United States of America,
Appellant,
712 vs.
Frank L. Layton and Albert G. Damon.

Appeal from the District Court of the United States for the District of Minnesota.

It appearing to the Court that Mr. Solicitor General Reed, in behalf of the United States, has filed a motion to dismiss the appeal in this cause and to send down the mandate forthwith;

Therefore, in pursuance of said motion, it is now here ordered and adjudged by this Court, that this appeal be, and the same is hereby, dismissed and that the mandate herein issue forthwith.

Per Mr. Chief Justice Hughes.

The Sugar Institute, Inc., et al.,
Appellants,
268 vs.
The United States of America.

Six hours allowed for oral argument.

Argument commenced by Mr. John C. Higgins for the appellants.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that Gaston D. Chesteen, Esquire, of Wichita Falls, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that Colin F. Stam, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Seth W. Richardson, It is ordered that Alfons B. Landa, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Kenneth McKellar, It is ordered that John J. Hooker, Esquire, of Nashville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter H. Pollak, It is ordered that Dorothy Straus, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Lord O'Brian, It is ordered that Ralph Ulsh, Esquire, of Buffalo, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred C. Gilchrist, It is ordered that John W. Gwynne, Esquire, of Waterloo, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George L. Grant, It is ordered that Thurlow G. Lewis, Esquire, of Benton, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George L. Grant, It is ordered that Scerial Thompson, Esquire, of Harrisburg, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert E. Stephan, It is ordered that Thomas A. E. Lally, Esquire, of Spokane, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred C. Gilchrist, It is ordered that Edward C. Eicher, Esquire, of Washington, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles H. Garnett, It is ordered that Joe T. Rogers, Esquire, of Wichita, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Assistant Attorney General Wideman, It is ordered that Claude Pepper, Esquire, of Tallahassee, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Sugar Institute, Inc., et al., Appellants,

268 vs.

The United States of America.

Argument continued by Mr. John C. Higgins for the appellants; by Mr. Angus D. MacLean and Mr. Walter L. Rice for the appellee; and concluded by Mr. John C. Higgins for the appellants.

The State of Georgia, Complainant,

16, Original. vs.

Henry Morgenthau, Jr., Individually, etc.

Passed at the request of counsel until March 2 next on motion of Mr. Solicitor General Reed.

George Noble and William Noble, Petitioners,

335 vs.

The City of Oklahoma City, etc.; and

Robert W. Higgins, et al., Petitioners,

336 vs.

The City of Oklahoma City, etc.

Argument commenced by Mr. Charles H. Garnett for the petitioners.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

WEDNESDAY, FEBRUARY 5, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Alexander M. Heron, It is ordered that Alfred Crane McKenzie, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alexander M. Heron, It is ordered that Raymond R. Fiero, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sanford H. E. Freund, It is ordered that Douglas B. Steimle, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John G. Frazer, It is ordered that Robert Lewis Kirkpatrick, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Lemke, It is ordered that Carroll E. Day, Esquire, of Grand Forks, State of North Dakota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles L. Frailey, It is ordered that J. Harold Williams, Esquire, of Hartford, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore B. Benson, It is ordered that George Gilmer, Esquire, of Charlottesville, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. A. C. Kennedy, It is ordered that George Arthur Lee, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Martin T. Baldwin, It is ordered that Abraham Gottfried, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward Taylor Fenwick, It is ordered that Jas. M. Naylor, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles L. Frailey, It is ordered that John F. Condon, Jr., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

George Noble and William Noble, Petitioners,

335 vs.

The City of Oklahoma City, etc.; and

Robert W. Higgins, et al., Petitioners,

336 vs.

The City of Oklahoma City, etc.

Argument continued by Mr. Charles H. Garnett and by Mr. Warren E. Libby for the petitioners; by Mr. Harlan Deupree and by Mr. W. H. Brown for the respondent; and concluded by Mr. Joe T. Rogers for the petitioners.

City of Lincoln, Nebraska, et al., Petitioners,

348 vs.

L. A. Ricketts, as Trustee, etc.

Argued by Mr. Don W. Stewart for the petitioners, and by Mr. R. A. Boehmer for the respondent.

Commonwealth Trust Company of Pittsburgh, Trustee, et al., Petitioners,

273 vs.

Avery J. Bradford, Receiver, etc.

Argument commenced by Mr. Wm. A. Wilson for the petitioners.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John F. Dockweiler, It is ordered that Harry A. Goldman, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Ash, It is ordered that Charles Stewart Slatton, Esquire, of San Antonio, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Delos G. Smith, It is ordered that William G. Comb, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Rush L. Holland, It is ordered that Ben S. Wendelken, Esquire, of Colorado Springs, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Loesch, It is ordered that David L. Dickson, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas E. Robertson, It is ordered that John Hamilton King, Esquire, of Willimantic, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alfred Clum, It is ordered that Stephen Z. Gobozy, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Claude M. Houchins, It is ordered that L. H. Dunten, Esquire, of Fort Wayne, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas E. Robertson, It is ordered that Sabin S. Russell, Esquire, of Danielson, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Preston B. Kavanagh, It is ordered that Richard W. Willcox, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren McLaine, It is ordered that George L. Hollett, Esquire, of Clarendon, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles M. Bracelen, It is ordered that Edward D. Smith, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Commonwealth Trust Company of Pittsburgh,
Trustee, et al., Petitioners,
273 vs.
Avery J. Bradford, Receiver, etc.

Argument continued by Mr. William A. Wilson for the petitioners; by Mr. John G. Frazer for the respondent; and concluded by Mr. George P. Barse for the respondent.

Northwestern Bell Telephone Company, Appellant,
350 vs.
Nebraska State Railway Commission.

Argued by Mr. Charles M. Bracelen for the appellant; and by Mr. Edwin Vail and Mr. John E. Benton for the appellee.

Pennsylvania Railroad Company, Petitioner,
360 vs.
Illinois Brick Company.

Argument commenced by Mr. Frederic D. McKenney for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

FRIDAY, FEBRUARY 7, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. Roland Kinzer, It is ordered that John Paul Erwin, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. C. Dill, It is ordered that Geo. G. Hannan, Esquire, of Olympia, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Geo. T. Cochran, It is ordered that Charles Z. Randall, Esquire, of Pendleton, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. U. Bon Geaslin, It is ordered that Roger D. Moore, Esquire, of University City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Geo. L. Schein, It is ordered that Ernest Schein, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert N. Miller, It is ordered that Mrs. Ruth Naus, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert N. Miller, It is ordered that Geo. M. Naus, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren E. Miller, It is ordered that Norman W. Neukom, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Pennsylvania Railroad Company, Petitioner,

360 vs.

Illinois Brick Company.

On consideration of the motion to dismiss the writ of certiorari in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pennsylvania Railroad Company, Petitioner,

360 vs.

Illinois Brick Company.

Argument continued by Mr. Frederic D. McKenney for the petitioner; by Mr. Abraham R. Miller for the respondent; and concluded by Mr. David L. Dickson for the petitioner.

Asa H. Whitfield, Petitioner,

377 vs.

The State of Ohio.

Argued by Mr. Wm. Logan Martin for the petitioner, and by Mr. John W. Bricker and Mr. Alfred Clum for the respondent.

Phillips Petroleum Company, et al., Appellants,

386 vs.

R. O. Jenkins.

Argument commenced by Mr. Rayburn L. Foster for the appellants, and continued by Mr. Robert C. Knox for the appellee.

Proclamation being made the Court is adjourned until Monday, next, at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Walter Slack, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Assistant Attorney General Wideman, It is ordered that Leonard L. Barrett, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. Wilson, It is ordered that Vincent de Paul McDevitt, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. Wilson, It is ordered that Colbert Coldwell McClain, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. Wilson, It is ordered that Daniel G. Murphy, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas McCall, It is ordered that Thomas J. Meehan, Jr., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert J. Bulkley, It is ordered that Clarence A. Graham, Esquire, of Zanesville, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert J. Bulkley, It is ordered that Ernest B. Graham, Esquire, of Zanesville, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Herbert M. Bingham, It is ordered that Joseph V. McKee, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Johnston B. Campbell, It is ordered that Samuel William Jensch, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George M. Morris, It is ordered that Harold Barkley Wahl, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George M. Morris, It is ordered that Paul F. Hannah, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lucius Q. C. Lamar, It is ordered that John P. Kelso, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Reginald S. Laughlin, It is ordered that Darwin Bryan, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry J. Richardson, It is ordered that H. Glenn Duis, Esquire, of Portsmouth, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. McNulty, It is ordered that Andrew Pangrace, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. McNulty, It is ordered that Fred B. Whalen, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Fitts, It is ordered that William C. Fitts, Jr., Esquire, of Knoxville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William R. Kelly, It is ordered that Wm. A. Bryans, III, Esquire, of Fort Collins, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. McNulty, It is ordered that Robert S. Denvir, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Borden's Farm Products Company, Inc., Appellant,

vs.

Peter G. Ten Eyck, as Commissioner of Agriculture and Markets of the State of New York, et al., etc.

Appeal from the District Court of the United States for the Southern District of New York.

597

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and was argued by counsel.

On consideration whereof, It is ordered, adjudged and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Justice McReynolds in which Mr. Justice Van Devanter, Mr. Justice Sutherland and Mr. Justice Butler join.

Mayflower Farms, Inc., Appellant,
349 vs.
Peter G. Ten Eyck, Commissioner of the Department of Agriculture and Markets of the State of New York, et al.

Appeal from the Supreme Court of the State of New York, Albany County.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, Albany County, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Justice Cardozo in which Mr. Justice Brandeis and Mr. Justice Stone join.

Alice Lee Grosjean, Supervisor of Public Accounts for the State of Louisiana, Appellant,
303 vs.
American Press Company, Inc., et al.

Appeal from the District Court of the United States for the Eastern District of Louisiana.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Louisiana, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Sutherland.

Palmer Clay Products Company, Petitioner, vs. Matthew Brown, Trustee. — On writ of certiorari to the Municipal Court of the City of Boston, County of Suffolk, Commonwealth of Massachusetts.

125

This cause came on to be heard on the transcript of the record from the Municipal Court of the City of Boston, County of Suffolk, Commonwealth of Massachusetts, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Municipal Court, in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the courts of the Commonwealth of Massachusetts.

Per Mr. Justice Brandeis.

Bronx Brass Foundry, Inc., Petitioner, vs. Irving Trust Company, as Trustee in Bankruptcy of J. R. Palmenberg's Sons, Inc. — On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

232

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjuiged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Brandeis.

The Chief Justice announced the following order of the Court:

Ed Levell, Appellant,
725 vs.
Lacey Simpson, Warden, Kansas State Penitentiary.

Appeal from the Supreme Court of the State of Kansas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Kansas, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

Mallory H. Taylor, Jr., et al., Petitioners,
721 vs.
The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mallory H. Taylor, Jr. and Curtis J. Hazlerigs, Petitioners,
721 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ed Hector, Petitioner,
726 vs.
Court Smith, Warden, et al.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ed Hector, Petitioner,
726 vs.
Court Smith, Warden, et al.

On petition for writ of certiorari to the Supreme Court of the State of California.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hartford Accident & Indemnity Company, Appellant,
692 vs.
The People of the State of Illinois, ex rel. Walter W. McLaughlin, Director of Agriculture.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Paul V. McNutt, Governor of the State of Indiana, et al., Appellants,
709 vs.
General Motors Acceptance Corporation of Indiana, Inc.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Paul V. McNutt, Governor of the State
of Indiana, et al., Appellants,
710 vs.
McHenry Chevrolet Co., Inc.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

The Atlantic Lumber Company, Appellant,
715 vs.
Commissioner of Corporation and Taxation of
the Commonwealth of Massachusetts.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Bibb Graves, as Government of the State
of Alabama, et al., Appellants,
727 vs.
The Texas Company.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

J. W. Tipton, Petitioner,
664 vs. Order allowing certiorari.
Atchison, Topeka & Sante Fe Railway Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Leon M. Gleckman, Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

672

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Otto H. Emrich, Samuel Dolf and George H. Hemperley, etc., Petitioners, vs. Leslie Erickson, as Trustee in the Matter of L. & R. Sandwich Shops, Inc., Bankrupt. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

673

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Remington Rand, Inc., Petitioner, vs. General Fireproofing Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

682

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Parker V. Lucas, Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

685

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clayton M. Hogue and Berrien County Package Company, Petitioner,
695 vs.
Bryan Wise.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William F. Madden, Petitioner,
700 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

O R D E R

The Court will take a recess from Monday, February 17, to Monday, March 2, next.

Per Mr. Chief Justice Hughes.

Camille V. Treigle, Appellant,
287 vs.
Acme Homestead Association;

Camille V. Treigle, Appellant,
288 vs.
Thrift Homestead Association;

Treigle Sash Factory, Inc., Appellant,

289 vs.

Conservative Homestead Association;

Treigle Sash Factory, Inc., Appellant,

290 vs.

Union Homestead Association; and

Joseph Mitchell, Appellant,

316 vs.

Conservative Homestead Association.

Motion that mandates issue forthwith submitted by Mr. Alex W. Swords for the appellants in support of the motion and by Mr. Delvaille H. Theard for the appellees in opposition thereto.

Phillips Petroleum Company, a Corporation,

et al., Appellants,

386 vs.

R. O. Jenkins.

Argument continued by Mr. Robert C. Knox for the appellee and concluded by Mr. Rayburn L. Foster for the appellants.

Charles Gauss, Appellant,

396 vs.

Detroit Trust Company of Detroit, etc.

Argued by Mr. Henry B. Graves and by Mr. Mark L. Rowley for the appellant, and by Mr. Jason L. Honigman for the appellee.

Southern Railway Company, Petitioner,

399 vs.

Mrs. Olivia Cox Lunsford, as Administratrix, etc.

Submitted by Mr. G. Z. Maddox, Mr. H. O'B. Cooper, Mr. Sidney S. Alderman, and Mr. S. R. Prince for the petitioner, and by Mr. Reuben H. Arnold and Mr. B. P. Gambrell for the respondent.

The State of Washington, Complainant,

11, Original. vs.

The State of Oregon.

Argument on exceptions to the report of the Special Master commenced by Mr. George G. Hannan for the complainant and continued by Mr. Charles Z. Randall for the defendant.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

TUESDAY, FEBRUARY 11, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Grover A. Giles, It is ordered that Charles D. Moore, Esquire, of Salt Lake City, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Israel M. Foster. It is ordered that Gail M. Butt, Esquire, of New Lexington, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dozier A. DeVane, It is ordered that Donald Gallagher, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Pledger, Jr., It is ordered that Lasher B. Gallagher, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Norman A. Gray, It is ordered that G. B. Fulton, Esquire, of Pawhuska, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Grover A. Giles, It is ordered that O. A. Tangren, Esquire, of Delta, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. Sirica, It is ordered that Maurice McInerney, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Karl H. Nicholet, It is ordered that Robert Graham Wilson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ira L. Ewers, It is ordered that Benjamin C. Grosscup, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that Marshall L. Allison, Esquire, of Lavonia, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Hughes, Jr., It is ordered that Claude M. Anderson, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Spencer Gordon, It is ordered that David James Shipman, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Edward A. Leahy, Petitioner,

599 vs.

State Treasurer of Oklahoma, et al.

Submitted by Mr. C. S. Macdonald for the petitioner and by Mr. C. D. Cund and Mr. C. W. King for the respondent.

The State of Washington, Complainant,

11, Original. vs.

The State of Oregon.

Argument on exceptions to the report of the Special Master continued by Mr. Charles Z. Randall and Mr. George T. Cochran for the defendant; and concluded by Mr. George G. Harman for the complainant.

State of Wyoming, Complainant,

10, Original. vs.

State of Colorado.

Four hours allowed for oral argument and leave granted three counsel to address the Court for the defendant.

Argument commenced by Mr. Ray E. Lee for the complainant; continued by Mr. James A. Greenwood for the complainant; and by Mr. Shrader P. Howell and Mr. Wm. R. Kelly for the defendant.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Homer R. Hendricks, It is ordered that Brady Cole, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter W. Ahrens, It is ordered that George Gilbert Palmer, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George F. Graham, It is ordered that Bigham D. Eblen, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Milton E. Mermelstein, It is ordered that Harry Hoffman, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Phil Dice Morelock, It is ordered that Miss Emily Panzie Harper, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Phil Dice Morelock, It is ordered that Mary Vashti Jones, of Zanesville, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Rayford W. Alley, It is ordered that James B. Alley, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald Claude Dobbins, It is ordered that J. Kentner Elliott, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

State of Wyoming, Complainant,

10, Original. vs.

State of Colorado.

Argument continued by Mr. Wm. R. Kelly and Mr. C. D. Todd for the defendant; and concluded by Mr. James A. Greenwood for the complainant.

Bayside Fish Flour Company, Appellant,

2 vs.

J. Dale Gentry, et al.

Argued by Mr. Walter Slack for the appellant; and by Mr. Darwin Bryan for the appellees.

Gulf Refining Company, Appellant,

442 vs.

Fred L. Fox, in his individual right, etc.

Argument commenced by Mr. Arthur S. Dayton for the appellant, and continued by Mr. Homer A. Holt for the appellee.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Assistant Attorney General Wideman, It is ordered that Maurice J. Mahoney, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Warfield Ross, It is ordered that Ernest Russell, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Warfield Ross, It is ordered that Alfred K. Cherry, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Warfield Ross, It is ordered that Clarence L. Parker, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Warfield Ross, It is ordered that Murray M. Black, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert I. Dennison, It is ordered that Simon M. Newman, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Randolph Carpenter, It is ordered that Sidney L. Foulston, Esquire, of Wichita, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred A. Woodis, It is ordered that Frederick W. Newton, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edgar Bronson Tolman, It is ordered that Charles J. Tobin, Esquire, of Albany, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Homer L. McCormick, It is ordered that Louis William Gering, Jr., Esquire, of Parma, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Homer L. McCormick, It is ordered that Orlin F. Goudy, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Assistant Attorney General Wideman, It is ordered that Thomas Vennum, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Michael M. Doyle, It is ordered that Willis E. Donley, Esquire, of Menomonie, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Gulf Refining Company, Appellant,

442 vs.

Fred L. Fox, in his individual Right, etc.

Argument continued by Mr. Homer A. Holt for the appellee; and concluded by Mr. Arthur S. Dayton for the appellant.

Ashland Refining Company, Appellant,

538 vs.

Fred L. Fox, in his own right, etc.

Argued by Mr. E. L. McDonald for the appellant; and by Mr. Homer A. Holt for the appellee.

Guy T. Helvering, Commissioner of

Internal Revenue, Petitioner,

379 vs.

San Joaquin Fruit & Investment Company.

Argued by Mr. Assistant Attorney General Wideman for the petitioner, and by Mr. George M. Naus for the respondent.

Stephen Callaghan, et al., Petitioners,

539 vs.

Reconstruction Finance Corporation; and

Theodore Stitt, Petitioner,

540 vs.

Reconstruction Finance Corporation.

Argument commenced by Mr. Percival E. Jackson for the petitioner in No. 539; and continued by Mr. Theodore Stitt pro se in No. 540.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

FRIDAY, FEBRUARY 14, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Colin F. Stam, It is ordered that Daniel A. Reed, Esquire, of Dunkirk, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James T. Crouch, It is ordered that Arthur Campbell Stickley, II, Esquire, of Clarendon, State of Virginia, be admitted to practice as an Attorney and Counsellor of this COurt, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert J. Bulkley, It is ordered that John F. Hunter, Esquire, of Toledo, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence Lewis, It is ordered that James R. Hoffman, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence Lewis, It is ordered that John L. J. Hart, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wendell Berge, It is ordered that G. N. Dagger, Esquire, of Clarendon, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Stephen Callaghan, et al., Petitioners,
539 vs.
Reconstruction Finance Corporation; and

Theodore Stitt, Petitioner,
540 vs.
Reconstruction Finance Corporation.

Argument continued by Mr. Theodore Stitt for the petitioner in No. 540; and concluded by Mr. Eli W. Debevoise for the respondent.

George S. Ingraham, et al., Appellants,
427 vs.
Henry Hanson.

Argument commenced by Mr. Arson P. Soule for the appellants; continued by Mr. Charles D. Moore and Mr. O. A. Tangren for the appellee; by Mr. Grover A. Giles for the State Tax Commission of the State of Utah as amicus curiae, by special leave of Court, and concluded by Mr. Arson P. Soule for the appellants.

United States Shipping Board Merchant
Fleet Corporation, et al., Petitioners,
546 vs.
Thomas E. Rhodes; and

J. P. T. O'Connor, Comptroller of the
Currency, et al., Petitioners,
547 vs.
Thomas E. Rhodes.

Argued by Mr. George P. Barse for the petitioners in No. 547; and by Mr. Hugh M. Obear for the respondent; and case submitted by Mr. Solicitor General Reed for the petitioners in No. 546.

Proclamation being made the Court is adjourned until Monday next at ten o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Edward R. Burke, It is ordered that Edward K. McDermott, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Clark W. Jennings, Esquire, of Orlando, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Carl E. Mapes, It is ordered that Arthur R. Wood, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Randolph Carpenter, It is ordered that R. T. McCluggage, Esquire, of El Dorado, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Frank Seiler, It is ordered that Miss Carrie E. Hunter, of Elizabethton, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Reeves Rowdybush, It is ordered that Frank A. P. Severance, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James C. Rogers, It is ordered that Fred Patterson, Esquire, of Honolulu, Territory of Hawaii, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ward B. McCarthy, It is ordered that Edward P. Platow, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. Howard McCaleb, It is ordered that Eug. H. Walet, Jr., Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Carlton Fox, It is ordered that Elmer E. Johnston, Esquire, of Wallace, State of Idaho, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Ed Brown, Henry Shields, and Yank Ellington, Petitioners, vs. State of Mississippi.

301

On writ of certiorari to the Supreme Court of the State of Mississippi.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Mississippi, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Chief Justice Hughes.

George Ashwander, et al., Petitioners, vs. Tennessee Valley Authority, et al.

403

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Alabama.

Per Mr. Chief Justice Hughes.

Concurring opinion by Mr. Justice Brandeis in which Mr. Justice Stone, Mr. Justice Roberts, and Mr. Justice Cardozo join.

Separate opinion by Mr. Justice McReynolds.

George Ashwander, et al., Petitioners,		On writ of certiorari to the United
404	vs.	States Circuit Court of Appeals for
Tennessee Valley Authority, et al.		the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Alabama.

Per Mr. Justice Hughes.

Concurring opinion by Mr. Justice Brandeis in which Mr. Justice Stone, Mr. Justice Roberts, and Mr. Justice Cardozo join.

Separate opinion by Mr. Justice McReynolds.

The Chief Justice announced the following order of the Court:

Charles Gauss, Appellant,		Appeal from the Supreme Court of the
396	vs.	State of Michigan.
Detroit Trust Company of Detroit, a Michigan Corporation, Receiver of Guaranty Trust Company of Detroit, etc.		

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Michigan, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the reason that the judgment sought here to be reviewed is based upon a non-federal ground adequate to support it.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

In the Matter of James L. Minnis.

—

O R D E R

This Court, by Order of November 18, 1935, having directed the issue of a rule requiring James L. Minnis, of San Francisco, California, a member of the Bar of this Court, to show cause why he should not be disbarred from the practice of the law in this Court for conduct unbecoming a member of the Bar of this Court in filing a brief in this Court, on October 21, 1935, in the case of A-1 Garage v. Lange Investment Company, No. 409 of the October Term, 1935, which brief contained in particular the following statements on pages four to five thereof:

> "Petitioner's claim is not that the judges committed errors on a trial, but that they wilfully denied it a trial; not that they committed error in interpreting the lease or the law, but that they wilfully substituted for the lease fictions as affirmative facts, and for the law a fiction precisely the opposite of the law; not that the judges failed to deliberate, but that they did deliberate; not that they were exposed to temptation, but that they sought temptation and decided the case for two despicable purposes: one, to give petitioner's money to respondent; the other, to enable pawnbrokers, lessors and payees in innumerable installment purchase contracts of automobiles, baby buggies, electric refrigerators, household goods, musical instruments, radios, sewing machines, vacuum cleaners, washing machines, and a thousand other articles, to garner a harvest of penalties, which was approved by the judges of the state supreme court.";

a rule having issued and respondent having made return thereto, acknowledging his mistake, expressing his regret, disclaiming any intent to reflect upon the judges to whom reference is made in said statements, and completely apologizing therefor;

It is ordered by this Court (1) that the offensive statements be, and they are hereby, stricken from the files of this Court; (2) that the apology of respondent be accepted and that the rule be, and it is hereby, discharged.

Per Mr. Chief Justice Hughes.

Ex Parte: H. Charles O'Dell, Petitioner.

—, Original.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: Charles E. Phillips, Petitioner.

—, Original.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: Earl Maish, Petitioner.

—, Original.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Camille V. Treigle, Appellant,

287 vs.

Acme Homestead Association;

Camille V. Treigle, Appellant,

288 vs.

Thrift Homestead Association;

Treigle Sash Factory, Inc., Appellant,

289 vs.

Conservative Homestead Association;

Treigle Sash Factory, Inc., Appellant,
290 vs.
Union Homestead Association; and

Joseph Mitchell, Appellant,
316 vs.
Conservative Homestead Association.

On consideration of the motion that the mandates in these cases issue forthwith,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

International Steel and Iron Company,
Appellant,
252 vs.
National Surety Company.

This case is reassigned for argument on Wednesday, March 11, next.

Per Mr. Chief Justice Hughes.

The "Arizona," Antone Mardesich and Wife, et al., Petitioners,
667 vs.
Antonia Anelich, as Administratrix of the Estate of Mario Anelich, Deceased.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Washington is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

George S. Beadle, Petitioner,
676 vs. Order allowing certiorari.
Alfred Spencer.

The petition herein for a writ of certiorari to the Supreme Court of the State of California is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Chicago Great Western Railroad Company,
Petitioner, Order allowing certiorari.
696 vs.
Mary Rambo, as Administratrix of the Estate of Roy C. Rambo, Deceased.

The petition herein for a writ of certiorari to the Supreme Court of the State of Minnesota is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

William R. Perkins, Petitioner, On petition for writ of certiorari
675 vs. to the Court of Claims.
The United States.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Electric Boat Company, Petitioner, On petition for writ of certiorari
677 vs. to the Court of Claims.
The United States.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

The National Cash Register Company, Petitioner, vs. The United States. — On petition for writ of certiorari to the Court of Claims.

678

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Wichita Association of Credit Men, and M. E. Garrison, Petitioners, vs. Calude I. Depew, Z. Wetmore, Jean Villepique, et al. — On petition for writ of certiorari to the Supreme Court of the State of Kansas.

687

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Kansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Wichita Association of Credit Men, Inc., and M. E. Garrison, Petitioners, vs. State of Kansas, ex rel. Clarence V. Beck, Attorney General. — On petition for writ of certiorari to the Supreme Court of the State of Kansas.

688

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Kansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ohio Hardware Mutual Insurance Company, Petitioner,
694 vs.
Northeast Georgia Land Company, Inc. and Bank of Hoschton.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Richard Tallman Galatas, Petitioner,
697 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Herbert Allen Farmer, Petitioner,
698 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank B. Mulloy, Petitioner,
699 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The N. P. Severin Company, a Co-Partnership of Which N. P. Severin and A. N. Severin are Members, et al., Petitioners,

701 vs.

Edithe Young, by Stella Young, Her Mother and Nearest Friend.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Veolay, Inc., J. E. Bernard & Co., Inc., Petitioners,

702 vs.

The United States of America.

On petition for writ of certiorari to the Court of Customs and Patent Appeals.

On consideration of the petition for a writ of certiorari herein to the Court of Customs and Patent Appeals, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Nettie Meyer, Anna Jacobson, et al., Petitioners,

375 vs.

Kenmore Granville Hotel Company, et al.; and

Nettie Meyer, Anna Jacobson, et al., Petitioners,

376 vs.

Kenmore Granville Hotel Company, et al.

A petition for rehearing having been filed in these cases,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sadie Minton, Petitioner,

627 vs.

Coast Property Corporation, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

O R D E R

It is Ordered by this Court that George Wharton Pepper of Philadelphia, Pennsylvania, be, and he hereby is, appointed a member of the Advisory Committee appointed June 3, 1935, to assist the Court in the preparation of a unified system of general rules for cases in equity and actions at law in the District Courts of the United States and in the Supreme Court of the District of Columbia, in place of George W. Wickersham, deceased.

Per Mr. Chief Justice Hughes.

Frank O. Lowden, James E. Gorman, et al., etc.,

743 vs.

Northwestern National Bank and Trust Company of Minneapolis, Minnesota, etc.

Motion to bring up the entire record and cause submitted by Mr. A. Rea Williams in behalf of counsel for Frank O. Lowden, et al.

Nicolas Trinidad, et al., Petitioners,

517 vs.

The Roman Catholic Archbishop of Manila.

Suggestion of a diminution of the record and motion for writ of certiorari submitted by Mr. Gabriel la O for the respondent.

Proclamation being made the Court is adjourn

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James R. Claiborne, It is ordered that Joseph Goodman, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Claiborne, It is ordered that Freeland L. Jackson, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Fisher, It is ordered that Walter G. Dunnington, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Prentiss M. Brown, It is ordered that Frank E. Hook, Esquire, of Ironwood, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Wyzanski, Jr., It is ordered that Miss Florence E. Brown, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Karl J. Hardy, It is ordered that Miss Donna V. Scare, of Salt Lake City, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick L. Pearce, It is ordered that Carl B. Rix, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George M. Wolcott, It is ordered that Todd Wool, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph Stein, It is ordered that George S. Hills, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George G. Gilbert, Jr., It is ordered that Leland J. Culbertson, Esquire, of Meadville, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Walsh, It is ordered that Edmund B. Shea, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick H. Gibbs, It is ordered that Alexander M. Hamburg, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Terminal Warehouse Company, Petitioner,
351 vs.
Pennsylvania Railroad Company and
Merchants Warehouse Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel,

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Pennsylvania.

Per Mr. Justice Cardozo.

Mr. Justice McReynolds concurs in the result.

Mr. Justice Roberts took no part in the consideration or decision of this case.

The State of Washington, Complainant,
11, Original. vs.
The State of Oregon.

This cause came on to be heard on the exceptions filed by the complainant to the report of the Special Master, and was argued by counsel.

On consideration whereof, it is ordered by this Court that the report of the Special Master in this cause be, and the same is hereby, confirmed.

It is further ordered, adjudged, and decreed by this Court that the bill of complaint in this cause be, and the same is hereby, dismissed upon the merits, costs and expenses of the suit to be divided between the parties.

Per Mr. Justice Cardozo.

George Noble and William Noble,
Petitioners,
335 vs.
The City of Oklahoma City, a
Municipal Corporation.

On writ of certiorari to the Supreme Court of the State of Oklahoma.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oklahoma, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Roberts.

Robert W. Higgins, et al.,
Petitioners,
336 vs.
The City of Oklahoma City, a
Municipal Corporation.

On writ of certiorari to the Supreme Court of the State of Oklahoma.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oklahoma, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Roberts.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. San Joaquin Fruit & Investment Company. 379

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Stephen Callaghan, Percival E. Jackson, and William M. Greve, Individually and as Trustees, etc., Petitioners, vs. Reconstruction Finance Corporation. 539

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of New York.

Per Mr. Justice Stone.

Theodore Stitt, Petitioner,
540 vs.
Reconstruction Finance Corporation.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of New York.

Per Mr. Justice Stone.

Northwestern Bell Telephone Company, Appellant,
350 vs.
Nebraska State Railway Commission.

Appeal from the Supreme Court of the State of Nebraska.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Nebraska, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Stone.

Matson Navigation Company, The Oceanic Steamship Company, and Matson Terminals, Inc., Appellants,
346 vs.
State Board of Equalization of the State of California, et al.

Appeal from the Supreme Court of the State of California.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Butler.

Pennsylvania Railroad Company, Petitioner, vs. Illinois Brick Company. 360

On writ of certiorari to the Appellate Court of the State of Illinois, First District.

This cause came on to be heard on the transcript of the record from the Appellate Court of the State of Illinois, First District, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Appellate Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Appellate Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Butler.

Bayside Fish Flour Company, Appellant, vs. J. Dale Gentry, Earl B. Gilmore, I. Zellerbach, et al. 2

Appeal from the District Court of the United States for the Northern District of California.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of California, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Sutherland.

Asa H. Whitfield, Petitioner, vs. The State of Ohio. 377

On writ of certiorari to the Supreme Court of the State of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Sutherland.

Mr. Justice Van Devanter, Mr. Justice McReynolds, and Mr. Justice Stone concur in the result.

The Pacific Telephone and Telegraph Company, Appellant, vs. The Tax Commission of the State of Washington, et al.

544

Appeal from the Supreme Court of the State of Washington.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brandeis.

Great Northern Railway Company, Appellant, vs. The State of Washington.

573

Appeal from the Supreme Court of the State of Washington.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brandeis.

Northern Pacific Railway Company, Appellant, vs. State of Washington.

529

Appeal from the Supreme Court of the State of Washington.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brandeis.

Edward A. Leahy, Petitioner,
599 vs.
State Treasurer of Oklahoma, Ray O. Weems, as State Treasurer, et al.

On writ of certiorari to the Supreme Court of the State of Oklahoma.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oklahoma, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brandeis.

Wine Railway Appliance Company, Petitioner,
356 vs.
Enterprise Railway Equipment Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the Circuit Court of Appeals in this cause, be, and the same is hereby, reversed with costs, and that the decree of the District Court, in this cause, be, and the same is hereby, affirmed.

And it is further ordered that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Ohio for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

Southern Railway Company, Petitioner,
399 vs.
Mrs. Olivia Cox Lunsford, as Administratrix of the Estate of J. M. Cox, Deceased.

On writ of certiorari to the Court of Appeals of the State of Georgia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of Georgia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice McReynolds.

City of Lincoln, Nebraska, and Standard Accident Insurance Company, Petitioners,
348 vs.
L. A. Ricketts, as Trustee in Bankruptcy of Lincoln Trust Company, Bankrupt.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

George S. Ingraham, Sherwood Green, and Edward P. McKenna, et al., Appellants,
427 vs.
Henry Hanson.

Appeal from the Supreme Court of the State of Utah.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Utah, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Gulf Refining Company, Appellant,
442 vs.
Fred L. Fox, in His Individual Right and in His Official Capacity as Tax Commissioner of the State of West Virginia.

Appeal from the District Court of the United States for the Southern District of West Virginia.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of West Virginia, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Ashland Refining Company, Appellant,
538 vs.
Fred L. Fox, in His Own Right and in His Official Capacity as Tax Commissioner of the State of West Virginia.

Appeal from the District Court of the United States for the Southern District of West Virginia.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of West Virginia, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

United States Shipping Board Merchant Fleet Corporation, and Homer S. Cummings, Attorney General of the United States, etc., Petitioners,
546 vs.
Thomas E. Rhodes.

On writ of certiorari to the United States Court of Appeals for the District of Columbia.

This cause came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Supreme Court of the District of Columbia.

Per Mr. Chief Justice Hughes.

J. F. T. O'Connor, Comptroller of the Currency of the United States, et al., Petitioners,
547 vs.
Thomas E. Rhodes.

On writ of certiorari to the United States Court of Appeals for the District of Columbia.

This cause came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Supreme Court of the District of Columbia.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following orders of the Court:

Jewish Mental Health Society, Appellant, vs. Village of Hastings, William Steinschneider, Richard H. Shreve, et al. — Appeal from the Supreme Court of the State of New York.

729

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Lansing Drop Forge Company, Appellant, vs. American State Savings Bank. — Appeal from the Supreme Court of the State of Michigan.

762

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Michigan, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the reason that the judgment sought here to be reviewed is based upon a non-federal ground adequate to support it.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

Ex Parte: Peter Gibbons, Petitioner.

—, Original.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Nebraska, Complainant,

13, Original. vs.

State of Wyoming.

The return day fixed by the order of this Court of December 23, 1935, is extended until May 4 next.

Per Mr. Chief Justice Hughes.

Frank O. Lowden, James E. Gorman, et al., etc.,

743 vs.

Northwestern National Bank and Trust Company of Minneapolis, Minnesota, etc.

On consideration of the motion to bring up the entire record and cause herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Kirsty, Petitioner,

765 vs.

State of California.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Kristy, Petitioner,
765 vs.
The State of California.

On petition for writ of certiorari to the Supreme Court of the State of California.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Premier-Pabst Sales Company, Appellant,
745 vs.
Walter T. Grosscup, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The Pennsylvania Railroad Company, et al.,
Appellants,
746 vs.
The Public Utilities Commission of Ohio, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

International Business Machines Corporation,
Appellant,
758 vs.
The United States.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Samuel Zimmern, et al., Petitioners,
766 vs.
The United States of America.

On consideration of the motion for leave to proceed in forma pauperis herein,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Samuel Zimmern, et al., Petitioners,
766 vs. Order allowing certiorari.
The United States of America.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Nicolas Trinidad, et al., Petitioners,
517 vs.
The Roman Catholic Archbishop of Manila.

On consideration of the motion of the respondent for writ of certiorari to correct a diminution of the record herein,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Nicolas Trinidad, et al., Petitioners,
517 vs.
The Roman Catholic Archbishop of Manila.
On petition for writ of certiorari to the Supreme Court of the Philippine Islands.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the Philippine Islands, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

City of Galveston, Petitioner,
658 vs.
The United States.
On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Andre Fourchy, Petitioner,
681 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Lambs, Petitioner,
689 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dixie Margarine Company, Petitioner,
691 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Stock Market Finance, Inc., Thomas J. Murphy, John J. Hackett, et al., Petitioners,
693 vs.
Securities and Exchange Commission.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Metropolitan Building Company, Petitioner,
703 vs. On petition for writ of certiorari
The United States. to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, ex rel. A. B. Pattison, Administrator of the Estate of Amos Hamilton, Deceased, et al., Petitioners, On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.
704 vs.
Harold L. Ickes, Secretary of the Department of the Interior of the United States.

On consideration of the petition for writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

County of Prince William, etc., Petitioner, On petition for writ of certio-
705 vs. rari to the United States Circuit
The United States of America. Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Twin City Barge and Gravel Company, Petitioner, On petition for writ of certiorari
706 vs. to the Appellate Court of the State
Peter E. Whalen. of Illinois, 3rd District.

On consideration of the petition for a writ of certiorari herein to the Appellate Court of the State of Illinois, 3rd District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Rice, Adolph Lucash, et al., Petitioners,
708 vs.
The United Electric Coal Companies.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Oregon Short Line Railroad Company, Petitioner,
711 vs.
George P. Claris.

On petition for writ of certiorari to the Supreme Court of the State of Idaho.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Idaho, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Alton Railroad Company, Petitioner,
713 vs.
The Industrial Commission of Illinois and Frances Sargent, Widow of Henry Sargent, Deceased.

On petition for writ of certiorari to the Circuit Court of McLean County, State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Circuit Court of McLean County, State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William G. Breslin, Jr., p.p.a., Petitioner,
716 vs.
Boston & Maine Railroad.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Berthold-Jennings Lumber Co., et al., Petitioners,
719 vs.
St. Louis, Iron Mountain and Southern Railway Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ruth Clarke Bliss, Petitioner,
728 vs.
Arthur Lorraine Bliss.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Katherine R. Simpkins, Petitioner,
736 vs.
Maggie McDermott.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward B. Loughman, Receiver of the National City Bank of the City of New Rochelle, Petitioner,
714 vs.
Augustus S. Wittnebel.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert C. Bruce and Charles Neal Bruce, Minors, by C. L. Bruce, etc., et al., Petitioners,
717 vs.
Globe Indemnity Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert C. Bruce and Charles Neal Bruce, Minors, by C. L. Bruce, etc., et al., Petitioners,

718 vs.

Globe Indemnity Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jefferson Island Salt Mining Co., Inc., Lawrence Jones and J. Lyle Bayless, Petitioners,

720 vs.

The State of Louisiana.

On petition for writ of certiorari to the Supreme Court of the State of Louisiana.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Louisiana, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Butler took no part in the consideration or decision of this application.

The Northern Pacific Terminal Company of Oregon, Petitioner,

722 vs.

City of Portland, Joseph K. Carson, Jr., Mayor of the City of Portland, Oregon, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southeastern Brewing Company, Petitioner,
723 vs.
W. P. Blackwell, as Secretary of State for the State of South Carolina and Old South Brewing Company, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Grand Trunk Western Railroad Company, Successor by Consolidation of Detroit, Grand Haven and Milwaukee Ry. Co., Petitioner,
730 vs.
H. W. Nelson Company, Incorporated.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. B. Shepherd, Trustee in Bankruptcy of Summers Hardware Company, Bankrupt, Petitioner,
738 vs.
Banking & Trust Company of Jonesboro, Trustee, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Camille V. Treigle, Appellant,

287 vs.

Acme Homestead Association;

Camille V. Treigle, Appellant,

288 vs.

Thrift Homestead Association;

Treigle Sash Factory, Inc., Appellant,

289 vs.

Conservative Homestead Association;

Treigle Sash Factory, Inc., Appellant,

290 vs.

Union Homestead Association; and

Joseph Mitchell, Appellant,

316 vs.

Conservative Homestead Association.

A petition for rehearing having been filed in these cases,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Manhattan General Equipment Company, Petitioner,

226 vs.

Commissioner of Internal Revenue; and

Collier Service Corporation, etc., Petitioner,

227 vs.

Commissioner of Internal Revenue.

A petition for rehearing having been filed in these cases,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Ashwander, et al., Petitioners,
403 vs.
Tennessee Valley Authority, et al.; and

George Ashwander, et al., Petitioners,
404 vs.
Tennessee Valley Authority, et al.

A petition for rehearing having been filed in these cases,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Vernon Tetzke, Petitioner,
641 vs.
Trust No. 2988 of the Foreman Trust
and Savings Bank, etc.; and

Vernon Tetzke, Petitioner,
642 vs.
Trust No. 2988 of the Foreman Trust
and Savings Bank, etc.

A petition for rehearing having been filed in these cases,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William T. Alford, as Domiciliary
Administrator, etc., et al., Petitioners,
680 vs.
Herman D. Cornell.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ed Levell, Appellant,

725 vs.

Lacey Simpson, Warden, Kansas State Penitentiary.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

O R D E R

It is ordered by this Court that paragraph 1 of Rule 12, of the Rules of this Court, be amended so as to read as follows:

"1. Upon the presentation of a petition for the allowance of an appeal to this court, from any court, to any judge or justice empowered by law to allow it, there shall be presented by the applicant a separate typewritten statement particularly disclosing the basis upon which it is contended that this court has jurisdiction upon appeal to review the judgment or decree in question. The statement shall refer distinctly (a) to the statutory provision believed to sustain the jurisdiction; (b) to the statute of the state, or statute or treaty of the United States, the validity of which is involved (giving the volume and page where the statute or treaty may be found in the official edition), setting it out verbatim or appropriately summarizing its pertinent provisions; and (c) to the date of judgment or decree sought to be reviewed and the date upon which the application for appeal is presented.

The statement shall show that the nature of the case and of the rulings of the court was such as to bring the case within the jurisdictional provisions relied on, including a statement of the grounds upon which it is contended the questions involved are substantial (Zucht v. King, 260 U. S. 174, 176, 177), and shall cite the cases believed to sustain the jurisdiction.

If the appeal is from a state court the statement shall specify the stage in the proceedings in the court of first instance, and in the appellate court, at which, and the manner in which, the federal questions sought to be reviewed were raised; the method of raising them (e. g., by a pleading, by request to charge and exceptions, by assignment of error); and the way in which they were passed upon by the court; with pertinent quotations of specific portions of the record, or summary thereof, with specific reference to the places in the record where the matter appears, (e. g., ruling on exception, portion of the court's charge and exception thereto, assignment of error) as will support the assertion that the rulings of the court were of a nature to bring the case within the statutory provision believed to confer jurisdiction on this court.

The applicant shall append to the statement a copy of any opinions delivered upon the rendering of the judgment or decree sought to be reviewed, including earlier opinions in the same case, or opinions in companion cases, reference to which may be necessary to ascertain the grounds of the judgment or decree.

If the appeal is from an interlocutory decree of a specially constituted District Court of the United States (Judicial Code, sec. 266; U. S. C., Tit. 28, Sec. 380), the statement must also include a showing of the matters in which it is claimed that the court has abused its discretion in granting or denying the interlocutory injunction. (Alabama v. United States, 279 U. S. 229.)"

It is further ordered that this amendment shall apply to all petitions for appeals presented on or after July 1, 1936.

Per Mr. Chief Justice Hughes.

Commonwealth of Kentucky, Complainant,

8, Original. vs.

The State of Indiana.

Report No. 12 of defendant State of Indiana dated February 27, 1936, presented.

The State of Georgia, Complainant,

16, Original. vs.

Henry Morgenthau, Jr., Individually and as Secretary of the Treasury of the United States, et al.

On consideration of the motion of counsel for the complainant to dismiss the bill of complaint in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and that the bill of complaint herein be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

St. Joseph Stock Yards Company, Appellant,

497 vs.

The United States of America and the Secretary of Agriculture.

Argued by Mr. Ross Dean Rynder for the appellant and by Mr. Assistant Attorney General Dickinson for the appellees.

The State of Wisconsin, Complainant,

12, Original. vs.

The State of Michigan.

Argument on the objections of the complainant to the supplemental report of the Special Master commenced by Mr. A. J. Bieberstein for the complainant.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

TUESDAY, MARCH 3, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Alva B. Adams, It is ordered that George W. Corlett, Esquire, of Monte Vista, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that E. Eugene Cox, Esquire, of Camilla, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that Lamar F. Cox, Esquire, of Camilla, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert N. Miller, It is ordered that Shackelford Miller, Jr., Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. August H. Andresen, It is ordered that John W. Murdock, Esquire, of Wabasha, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elton J. Layton, It is ordered that Arthur B. Lanphier, Esquire, of Albany, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard W. Vesey, It is ordered that Harold L. Reeve, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Boyle, Jr., It is ordered that Stuart W. Scott, Esquire, of Terre Haute, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter B. Guy, It is ordered that Henry W. Carter, Esquire, of Toledo, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter B. Guy, It is ordered that John Howard McMerney, Esquire, of Toledo, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas C. Bradley, It is ordered that Walter H. Anderson, Esquire, of Pocatello, State of Idaho, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas C. Bradley, It is ordered that Clyde Bowen, Esquire, of Pocatello, State of Idaho, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter G. Moyle, It is ordered that William T. Gossett, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that William E. Richardson, Esquire, of Reading, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter B. Guy, It is ordered that Edward B. Gibson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ernest K. Neumann, It is ordered that Quincy D. Adams, Esquire, of Santa Fe, State of New Mexico, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The State of Wisconsin, Complainant,
12, Original. vs.
The State of Michigan.

Argument on the objections of the complainant to the supplemental report of the Special Master continued by Mr. A. J. Bieberstein for the complainant; and concluded by Mr. Edward A. Bilitzke for the defendant.

The State of Texas, Complainant,

15, Original. vs.

The State of New Mexico, et al.

Argument on the motion of defendants to dismiss commenced by Mr. A. T. Hannett for the defendants in support of the motion; continued by Mr. Richard F. Burges and Mr. H. Grady Chandler for the complainant in opposition thereto; and concluded by Mr. Pearce C. Rodey for the defendants.

The Baltimore and Ohio Railroad Company,

et al., Appellants,

312 vs.

The United States of America, et al.

Reargument commenced by Mr. E. L. Beach for the appellants; and continued by Mr. Edward M. Reidy for the appellees, The United States and Interstate Commerce Commission.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

WEDNESDAY, MARCH 4, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Wm. J. Sears, It is ordered that Wm. Joe Sears, Jr., Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George I. Haight, It is ordered that William H. P. Millar, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Pearce Codington Rodey, It is ordered that John W. Chapman, Esquire, of Santa Fe, State of New Mexico, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Martin W. Meyer, It is ordered that Frank McGuire, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Hogan, It is ordered that Guy A. Gladson, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Hogan, It is ordered that Bryce Leland Hamilton, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Baltimore and Ohio Railroad Company, et al., Appellants,

312 vs.

The United States of America, et al.

Reargument continued by Mr. Frank W. Gwathmey for the appellees, Atlantic Coast Line R. R. Co., et al.; and concluded by Mr. E. L. Beach for the appellants.

M. D. Chandler, Receiver of Diamond Motor Parts Company, Petitioner,

583 vs.

John Peketz.

Argued by Mr. Thomas Vennum for the petitioner and by Mr. A. D. Quaintance as amicus curiae by special leave of Court. No appearance for the respondent.

J. M. Wright and F. A. Forsythe, Appellants,

551 vs.

Central Kentucky Natural Gas Company, et al.

Argument commenced by Mr. Lon B. Rogers for the appellants. The Court declined to hear further argument.

The Mantle Lamp Company of America,

590 vs.

Aluminum Products Company.

Argued by Mr. George I. Haight for the Mantle Lamp Company of America; and by Mr. William Navarre Cromwell for Aluminum Products Company.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, MARCH 5, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Julius C. Martin, It is ordered that A. A. F. Seawell, Esquire, of Raleigh, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Julius C. Martin, It is ordered that Harry McMullan, Esquire, of Raleigh, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ernest K. Neumann, It is ordered that Neal L. Thompson, Esquire, of Chattanooga, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Don Rose, It is ordered that Malcolm Pocshec, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Ewing Thomason, It is ordered that A. C. Gold, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Justin C. Daspit, It is ordered that Edwin L. Richardson, Esquire, of Minden, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America, Petitioner, vs. Certain Lands in the City of Louisville, Jefferson County, Kentucky, et al. — On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

443

It appearing to the Court that Mr. Solicitor General Reed, counsel for the petitioner, has filed a motion to dismiss the writ of certiorari in this cause, and he having moved the Court to dismiss the writ of certiorari;

Therefore, pursuant to said motion, it is ordered by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner, vs. George W. Clarke, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

679

It appearing to the Court that Mr. Solicitor General Reed, counsel for the petitioner, has filed a motion to dismiss the petition for writ of certiorari in this cause, and he having moved the Court to dismiss the said petition;

Therefore, pursuant to said motion, it is ordered by this Court that the petition for writ of certiorari in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

A. G. Triplett, R. M. Triplett, et al.,
Petitioners,
388 vs.
Percival D. Lowell, et al.

Argued by Mr. Samuel E. Darby, Jr., for the petitioners and by Mr. Clifton V. Edwards for the respondents.

John D. Bingaman, as Commissioner of
Revenue of the State of New Mexico,
et al., Appellants,
520 vs.
Golden Eagle Western Lines, Inc.

Argument commenced by Mr. J. R. Modrall for the appellants; continued by Mr. Ivan Bowen for the appellee; and concluded by Mr. Quincy D. Adams for the appellants.

Great Western Power Company of California, Petitioner,
525 vs.
Commissioner of Internal Revenue.

Argued by Mr. Thomas R. Dempsey for the petitioner, and by Mr. John MacC. Hudson for the respondent.

Alice Lee Grosjean, Supervisor of Public Accounts of the State of Louisiana,
et al., Appellants,
555 vs.
The Texas Company.

Argument commenced by Mr. Justin C. Dacpit for the appellants, and continued by Mr. R. C. Milling for the appellee.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Roberts Clay Milling, It is ordered that Wm. K. Hall, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis E. Spiegler, It is ordered that Jack I. Resnicoff, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roberts Clay Milling, It is ordered that Charles Hollister Blish, Esquire, of Shreveport, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert I. Dennison, It is ordered that Nathaniel P. Wharton, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. Markoe Rivinus, It is ordered that Whitwell W. Coxe, Esquire, of Roanoke, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. Rea Williams, It is ordered that Thomas F. Healy, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Alice Lee Grosjean, Supervisor of Public Accounts of
the State of Louisiana, et al., Appellants,
555 vs.
The Texas Company.

Argument continued by Mr. R. C. Milling for the appellee; and concluded by Mr. E. L. Richardson for the appellants.

New York Life Insurance Company, Petitioner,
602 vs.
Demetrios P. Viglas.

Argued by Mr. F. H. Nash for the petitioner, and by Mr. Harris J. Booras for the respondent.

Norfolk and Western Railway Company, Appellant,
610 vs.
State of North Carolina, on relation of A. J.
Maxwell, Commissioner of Revenue.

Argued by Mr. F. M. Rivinus for the appellant, and by Mr. A. A. F. Seawell for the appellee.

Proclamation being made the Court is adjourned until Monday, next, at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that A. E. Funk, Esquire, of Frankfort, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Luther A. Johnson, It is ordered that Morris L. Swartzberg, Esquire, of Fort Worth, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph C. O'Mahoney, It is ordered that Francis J. Morgan, Esquire, of Yonkers, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur A. O'Brien, It is ordered that Donald G. Graham, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that John J. Burns, Esquire, of Belmont, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Briggs G. Simpich, It is ordered that Mortimer S. Gordon, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Rigby, It is ordered that Emil Nunez, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy A. Fulcher, It is ordered that Guy B. Hardy, Esquire, of Clarendon, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gregory Hankin, It is ordered that Kent E. Keller, Esquire, of Ava, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hyman I. Fischbach, It is ordered that Shepard Broad, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America, Petitioner, vs. Frank Rizzo, Claimant of 146,157 Gallons of Alcohol. 272

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the order of the said United States Circuit Court of Appeals dated June 4, 1935, directing payment of fund to claimant, Rizzo, in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court and with direction to pay to the United States the proceeds of the sale of the seized alcohol now in the registry after deducting the usual court charges.

Per Mr. Justice Brandeis.

The Chief Justice announced the following order of the Court:

Alice Lee Grosjean, Supervisor of Public Accounts of the State of Louisiana, et al., Appellants, vs. The Texas Company. 555

Appeal from the District Court of the United States for the Eastern District of Louisiana.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Louisiana, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court granting an interlocutory injunction in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

The State of Texas, Complainant,
15, Original. vs.
The State of New Mexico, et al.

This cause came on to be heard on the motion of the defendants to dismiss the bill of complaint in this cause, and was argued by counsel.

On consideration whereof, it is ordered by this Court that the said motion be, and the same is hereby, denied, and that the defendants be, and they are hereby, allowed twenty days within which to answer the bill.

Per Mr. Chief Justice Hughes.

Commonwealth of Kentucky, Complainant,
8, Original. vs.
State of Indiana, et al.

Report No. 12 of the defendant, State of Indiana, is received and ordered to be filed.

Per Mr. Chief Justice Hughes.

Howard Morf, Doing Business Under the
Firm Name and Style of Pacific Whole-
sale Automobile Company, Appellant,
772 vs.
John D. Bingaman, Commissioner of Rev-
enue for the State of New Mexico.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Michael C. Jones, Petitioner,

778 vs.

The State of Florida.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Michael C. Jones, Petitioner,

778 vs.

The State of Florida.

On petition for writ of certiorari to the Supreme Court of the State of Florida.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Florida, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry A. Wallace, Secretary of Agriculture, et al., Petitioners,

747 vs.

Arthur W. Cutten.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Cinema Supplies, Inc., Joseph A. Numero and Theodore Karatz, Petitioners,
724 vs.
Western Electric Company, Incorporated, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. C. Street, Trustee of the Estate of J. F. Collins, Bankrupt, Petitioner,
731 vs.
Pacific Indemnity Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Franklin B. Richards, Petitioner,
732 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frederick A. Mann, Petitioner,
734 vs.
George Schneeberger, Individually and as Superintendent of Highways of the Town of Irondequoit, Monroe County, New York,

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Calf Leather Tanners' Association, Ohio Leather Company, et al., Petitioners,
735 vs.
Henry Morgenthau, Jr., Secretary of the Treasury of the United States.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Peoples Bank & Trust Company of Westfield, Petitioner,
737 vs.
United States Fidelity & Guaranty Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

R. J. Reynolds Tobacco Company, Petitioner, — On petition for writ of certiorari

740 vs. — to the United States Circuit Court

C. H. Robertson, Collector of Internal Revenue for the District of North Carolina. — of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wilbur Newton, Trustee in Bankruptcy of M. E. Traylor & Company, a Bankrupt, Petitioner, — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

744 vs.

The Colorado National Bank of Denver.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lawyers Mortgage Company, Petitioner, — On petition for writ of certiorari

750 vs. — to the United States Circuit Court

Charles W. Anderson, Collector of Internal Revenue for the Third District of New York. — of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frederick D. Dismuke, Petitioner,

199 vs.

The United States of America.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clayton M. Hogue and Berrien County Package Company, Petitioner,

695 vs.

Bryan Wise.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

O R D E R

The Court will take a recess from Monday, March 16, to Monday, March 30, next.

Per Mr. Chief Justice Hughes.

James Walter Carter, Petitioner,

636 vs.

Carter Coal Company, et al.

Leave granted to file brief of the State of Illinois as amicus curiae on motion of Mr. Kent E. Keller in that behalf.

Georgia Railway & Electric Company,
et al., Appellants,
625 vs.
City of Decatur.

Argued by Mr. Walter T. Colquitt for the appellants and by Mr. James A. Branch for the appellee.

Fisher's Blend Station, Inc., Appellant,
628 vs.
The Tax Commission of the State of
Washington, et al.

Argued by Mr. Godfrey Goldmark and by Mr. Donald Graham for the appellant and by Mr. E. P. Donnelly for the appellees.

Wheeling Steel Corporation, Appellant,
663 vs.
Fred L. Fox, State Tax Commissioner of
West Virginia, et al.

Argument commenced by Mr. J. E. Bruce for the appellant and continued by Mr. Homer A. Holt for the appellees.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock

TUESDAY, MARCH 10, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Joseph T. Robinson, It is ordered that John Ross Thompson, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph T. Robinson, It is ordered that J. F. Koone, Esquire, of Clinton, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Homer A. Holt, It is ordered that Fred L. Fox, Esquire, of Charleston, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nelson J. Jewett, It is ordered that Leslie W. Fricke, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence J. McLeod, It is ordered that W. McKay Skillman, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Linton B. West, It is ordered that Richard B. Russell, Jr., Esquire, of Winder, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Heber H. Rice, It is ordered that Redick O'Bryan, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph T. Robinson, It is ordered that Guy E. Williams, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tilman B. Parks, It is ordered that John Paxter, Esquire, of Dermott, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Will G. Beardslee, It is ordered that John C. Stevenson, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Wheeling Steel Corporation, Appellant,

663 vs.

Fred L. Fox, State Tax Commissioner of

West Virginia, et al.

Leave granted to file amendment to record on motion of Mr. Wright Hugus for the appellant.

Wheeling Steel Corporation, Appellant,

663 vs.

Fred L. Fox, State Tax Commissioner

of West Virginia, et al.

Argument continued by Mr. Homer A. Holt for the appellees and concluded by Mr. Wright Hugus for the appellant.

J. Edward Jones, Petitioner,

640 vs.

Securities and Exchange Commission.

Three hours allowed for oral argument.

Argument commenced by Mr. Harry O. Glasser for the petitioner; and continued by Mr. John J. Burns and Mr. Solicitor General Reed for the respondent; and by Mr. James M. Beck for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Homer A. Holt, It is ordered that L. Ebersole Gaines, Esquire, of Fayetteville, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert S. Denver, It is ordered that Mortimer Weinbach, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward P. Costigan, It is ordered that Allen Heald, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Chas. J. Dawson, It is ordered that A. Shelby Winstead, Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph G. Wilson, It is ordered that Cecil L. Freedman, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alfred M. Liveright, It is ordered that Thurlow G. Essington, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Redick O'Bryan, It is ordered that David P. Janes, Esquire, of Jefferson City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert F. Stephan, It is ordered that Ferdinand J. Schaaf, Esquire, of Olympia, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank L. Peckham, It is ordered that George K. Stoddard, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis S. Clametz, It is ordered that Jacob Shamberg, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

J. Edward Jones, Petitioner,

640 vs.

Securities and Exchange Commission.

Argument concluded by Mr. James M. Beck for the petitioner.

International Steel and Iron Company,

Appellant,

252 vs.

National Surety Company.

Argued by Mr. Cecil Sims for the appellant, and by Mr. Charles C. Trabue for the appellee.

James Walter Carter, Petitioner,

636 vs.

Carter Coal Company, et al.;

Guy T. Helvering, et al., Petitioners,

651 vs.

James Walter Carter, et al.;

R. C. Tway Coal Company, et al., Petitioners,

649 vs.

Selden R. Glenn, Individually and as

Collector, etc.; and

R. C. Tway Coal Company, et al., Petitioners,

650 vs.

C. H. Clark.

Seven hours allowed for oral argument.

Argument commenced by Mr. Frederick H. Wood for James Walter Carter in Nos. 636 and 651; and continued by Mr. Charles I. Dawson for the petitioners in Nos. 649 and 650.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John J. O'Connor, It is ordered that Arthur F. Driscoll, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred A. Woodis, It is ordered that Omar J. Veley, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund W. Wakelee, It is ordered that Leland Taliaferro, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Kennedy McCook, It is ordered that Milton Marks, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert H. Gerdes, It is ordered that Lyman Henry, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William P. Hall, It is ordered that Arthur G. Connolly, Esquire, of Wilmington, State of Delaware, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William P. Hall, It is ordered that John P. Hancock, Esquire, of Wilmington, State of Delaware, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Kennedy McCook, It is ordered that Earle M. Daniels, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

James Walter Carter, Petitioner,

636 vs.

Carter Coal Company, et al.;

Guy T. Helvering, et al., Petitioners,

651 vs.

James Walter Carter, et al.;

R. C. Tway Coal Company, et al.,

Petitioners,

649 vs.

Selden H. Glenn, Individually and

as Collector, etc.; and

R. C. Tway Coal Company, et al.,

Petitioners,

650 vs.

C. H. Clark.

Argument continued by Mr. Charles I. Dawson for the petitioners in Nos. 649 and 650; by Mr. Assistant Attorney General Dickinson for the Government officers, respondents in Nos. 636 and 649 and petitioners in No. 651; and concluded by Mr. Frederick M. Wood for James Walter Carter in Nos. 636 and 651; and case submitted by Mr. Karl J. Hardy for Carter Coal Company, et al., respondents in No. 651, and by Mr. Joseph Seligman for the respondent in No. 650.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Warren H. Austin, It is ordered that Osmer C. Fitts, Esquire, of Ludlow, State of Vermont, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Franklin S. Edmonds, It is ordered that J. Warren Brock, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Angus Roy Shannon, It is ordered that Angus Roy Shannon, Jr., Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Royal C. Johnson, It is ordered that Julius H. Johnson, Esquire, of Pierre, State of South Dakota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Littleton M. Wickham, It is ordered that Edwin E. Garrett, Esquire, of Leesburg, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. T. C. Townsend, It is ordered that Ben Moore, Esquire, of Charleston, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Paul Jones, It is ordered that Ralph P. Messano, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Paul Jones, It is ordered that Wallace P. Berkowitz, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Heber H. Rice, It is ordered that William C. FitzGibbon, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Bell, It is ordered that Walter J. Little, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles M. May, It is ordered that Roy Hamlin, Esquire, of Hannibal, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter E. Barton, It is ordered that Edward A. Ryan, Esquire, of Worcester, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Ex Parte: United States Naturopathic Association, Ltd., etc., et al.,
—, Original. Petitioners.

Motion for leave to file petition for writ of mandamus submitted by Mr. Milton Strasburger in behalf of counsel for the petitioners.

The United States of America, et al., Appellants,
420 vs.
The State of Idaho, et al.

Argued by Mr. Daniel W. Knowlton for the appellants, the United States and Interstate Commerce Commission, and by Mr. Maurice H. Greene for the appellees.

John F. Moran, Receiver of the Continental Trust Company, Appellant,
638 vs.
Loudoun National Bank of Leesburg, Virginia.

Argument commenced by Mr. Brice Clagett for the appellant. The Court declined to hear further argument.

Blakely D. McCaughn, Collector of Internal Revenue
for the First District of Pennsylvania, Petitioner,
629 vs.
Real Estate Land Title and Trust Company, et al., etc.

Argued by Mr. Assistant Attorney General Jackson for the petitioner and by Mr. Franklin S. Edmonds for the respondent

The Asiatic Petroleum Company, Ltd., Petitioner,
674 vs.
The Insular Collector of Customs.

Argued by Mr. William D. Whitney for the petitioner, and by Mr. L. S. Tillotson for the respondent.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Vandevanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Wm. Madden Hill, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that H. G. Butler, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank L. Kloeb, It is ordered that Fred R. Seibert, Esquire, of St. Marys, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nelson T. Hartson, It is ordered that Connor B. Shaw, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Wattawa, It is ordered that Colman Gray, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Brice Clagett, It is ordered that Benjamin H. Neblett, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Johnstone Muir, It is ordered that Charles M. Evans, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. Winship Wheatley, It is ordered that Roberts B. Thomas, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. W. Halliday, It is ordered that Malcolm F. Halliday, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Foster Wood, It is ordered that Raiemond E. Dee, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Moses S. Huberman, It is ordered that Charles Corbin Quitman, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis E. Levinthal, It is ordered that Samuel I. Sacks, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jo V. Morgan, It is ordered that H. Winship Wheatley, Jr., Esquire, of Hyattsville, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George McNulty, It is ordered that Milton Katz, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis Cabell Brown, It is ordered that James E. Markham, Esquire, of Lowell, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred C. Gilchrist, It is ordered that Jno. A. Sennoff, Esquire, of Mason City, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James C. Rogers, It is ordered that H. Warren Buckler, Jr., Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David Bill Hempstead, It is ordered that Roy W. Stoddard, Esquire, of Reno, State of Nevada, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Earl Street, Maguire, of Denton, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Great Western Power Company of California, Petitioner,
525 vs.
Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Roberts.

J. M. Wright and F. A. Forsythe, Appellants,
551 vs.
Central Kentucky Natural Gas Company, City of Lexington, Kentucky, J. W. Delph, et al.

Appeal from the Court of Appeals of the State of Kentucky.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of Kentucky, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following order of the Court:

John F. Moran, Receiver of the Continental Trust Company, Appellant, vs. Loudoun National Bank of Leesburg, Virginia. 638

Appeal from the Supreme Court of Appeals of the State of Virginia.

This cause came on to be heard on the transcript of the record from the Supreme Court of Appeals of the State of Virginia, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a final judgment.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

State of Wisconsin, Plaintiff, vs. State of Michigan. 12, Original.

D E C R E E.

Michigan brought suit in this court against Wisconsin to have ascertained and established a part of the boundary between them. March 1, 1926, we announced our decision. 270 U. S. 295. To carry it into effect, the States acting through their counsel agreed upon and submitted a form of decree. November 22, 1926, the court relying upon the agreement and consent of the parties entered the decree proposed. 272 U. S. 398.

November 7, 1932, Wisconsin brought this suit against Michigan, alleging that as a result of mistakes of the parties the decree of November 22, 1926, did not carry our decision into effect as to the tracts called "Grassy Island" and "Sugar Island" on the north bank and a short distance from the mouth of the Menominee River and as to the Green bay section of the boundary. Issue was joined, and a special master took evidence, heard counsel for the States, made findings of fact, stated his conclusions of law and recommended a form of decree. The parties filed exceptions to his report and, after hearing counsel, the court May 20, 1935, decided (295 U. S. 455, 462):

"The decree to be entered in this case will establish the boundary through and along, or near, the middle of the waters of Green bay that are here involved. That line commences at a point midway between the piers at the harbor entrance of the Menominee River; thence east by south seven and one-eighth miles; thence approximately north by east one-eighth east, about eight and seven eighths

miles; thence to and along a line in or near the middle of the bay to a point west of the Rock Island passage; thence easterly by courses and distances to be designated through that passage to the boundary in the middle of Lake Michigan. The decree will appropriately define the tracts called 'Grassy Island' and 'Sugar Island' and declare them to belong to Michigan."

And the court ordered (p. 463):

"The case is referred to the special master, and he is directed to prepare and submit to the court a form of decree which will give effect to this decision. Inasmuch as the preparation of the decree may involve the ascertainment of physical facts and the formulation of technical descriptions, the master is authorized to hear counsel, take evidence and procure such assistance, if any, as may be necessary to enable him conveniently and promptly to discharge the duties here imposed upon him. He may call upon counsel to propose forms of decree. He is directed to give them opportunity to submit objections to the form prepared by him and to include the objections, if any, in his report."

The master took evidence, viewed the locus, heard counsel and in accordance with the court's directions filed his report. It includes a form of decree. Wisconsin objects to the proposed decree in respect of the part of the boundary in Green bay, Rock Island passage and Lake Michigan not defined by our decision of May 20, 1935, and submits for consideration alternative forms of decree. Michigan urges adoption of that proposed by the master.

After hearing counsel for the respective States, the court does hereby order, adjudge and decree:

1. Wisconsin's objections are overruled. The definitions of the boundary recommended by the master are approved and adopted.

2. The decree of this court, entered November 22, 1926, in the suit brought by Michigan against Wisconsin, is modified by striking therefrom the provisions that purport to define the parts of the boundary in the Menominee River downstream from the concrete bridge on United States Highway No. 41 between the cities of Menominee, Michigan, and Marinette, Wisconsin, and in the waters of Green bay, the Rock Island passage and Lake Michigan and by inserting, in lieu of the parts of the decree so stricken out, definitions of the boundary recommended by the master.

3. The decree in *Michigan* v. *Wisconsin*, as modified by this decree, defines and establishes the boundary between these States. As modified, it is as follows:

It is ordered, adjudged and decreed:

That the boundary between the States of Michigan and Wisconsin along the following course be and it is hereby fixed and finally established as follows:

From Lake Superior through the middle of the main channel of the Montreal River, to the headwaters thereof, as established in the survey of Captain Cram at the junction of the Pine River and Balsam Creek (also known as Lehman's Creek), thence along the line of the survey of William A. Burt of 1847, to the center of the channel between Middle and South Islands in the Lake of the Desert, thence continuing along the line of said survey to the shore of Lake Brulé, thence along the southerly shore of Lake Brulé to the center of the main channel of the River Brulé, thence down the center of the main channel of the rivers Brulé and Menominee, to the intersection of the longitudinal center line of the concrete bridge on United States Highway No. 41 between the cities of Menominee, Michigan, and Marinette, Wisconsin, with the center line of the stream crossing of said bridge, which said point of intersection bears north forty-two degrees and thirty minutes (42° 30′) east, a distance of four hundred twenty-four and five-tenths (424.5) feet from the southerly end of said stream crossing of said bridge, and a distance of nine hundred and ninety-nine and ninety-three hundredths (999.93) feet upon the same course from the center line of Eggner street as now laid out and existing in the city of Marinette, Wisconsin, and which said point also bears south forty-two degrees and thirty minutes (42° 30′) west, two thousand three hundred fifty-eight and one-tenth (2,358.1) feet from the south line of Ogden avenue as now laid out and existing in the city of Menominee, Michigan, all these courses being measured along the center line of said bridge and its approaches, thence south seventy-four

degrees and twenty-eight minutes (74° 28′) east, one thousand one hundred twenty-seven and seven-tenths (1,127.7) feet to a point from which a monument set upon a nearby island consisting of an iron pin set in a concrete block of approximately one-half ton bears south eighteen degrees and fifty-five minutes (18° 55′) west, a distance of seventy-one (71) feet, thence south sixty-six degrees and fifty-four minutes (66° 54′) east, one thousand seven hundred thirty-nine and three-tenths (1,739.3) feet to a point from which a monument set in a nearby island consisting of an iron pin set in a concrete block of approximately one-half ton bears south nineteen degrees and thirty minutes (19° 30′) west, one hundred sixty and two-tenths (160.2) feet, thence along the center line of the dredged channel of the Menominee River through the center of the movable span of the drawbridge between the cities of Menominee and Marinette, and continuing along the center of said dredged channel of said river to a point midway between the outer ends of the Menominee Harbor piers. Provided, that the section of the boundary in the Brulé and Menominee rivers shall follow the main channel thereof, except that where islands occur in the Brulé River or in the Menominee River, down to and inclusive of the Quinnesec Falls, extending to the line between sections 5 and 6, Township 38 north, of Range 20 east, of the Wisconsin Public Survey, extended across said river, the line shall pass through the channel nearest the Wisconsin bank, so as to throw all such islands into Michigan; and where islands occur in the Menominee River below the Quinnesec Falls, and upstream from the above-mentioned concrete bridge on United States Highway No. 41, the line shall pass through the channel nearest the Michigan bank, so as to throw all such islands into Wisconsin.

From a point midway between the outer ends of the Menominee Harbor piers, thence upon a true course of which the azimuth is one hundred one degrees and fifteen minutes (101° 15′) for eleven thousand four hundred seventy (11,470) meters, the same being approximately east by south for seven and one-eighth (7⅛) miles.

Thence upon a true course of which the azimuth is eleven degrees and forty-five minutes (11° 45′) for fourteen thousand two hundred fifty (14,250) meters, the same being approximately north by east for eight and seven-eighths (8⅞) miles.

Thence upon a true course of which the azimuth is fifty-eight degrees and fifty minutes (58° 50′) for eight thousand two hundred ninety (8,290) meters, the same being approximately northeast by east one-fourth east for five and one-eighth (5⅛) miles.

Thence upon a true course of which the azimuth is forty-two degrees and eighteen minutes (42° 18′) for sixteen thousand seven hundred eighty (16,780) meters, the same being approximately northeast one-fourth north for ten and one-half (10½) miles.

Thence upon a true course of which the azimuth is twenty-eight degrees and ten minutes (28° 10′) for eleven thousand five hundred eighty (11,580) meters, the same being approximately north northeast one-half east for seven and one-fourth (7¼) miles.

Thence upon a true course of which the azimuth is ninety degrees (90°) for twenty-seven thousand one hundred seventy (27,170) meters, the same being approximately east for sixteen and seven-eighths (16⅞) miles.

Thence upon a true course of which the azimuth is one hundred twenty degrees (120°) for forty-five thousand six hundred (45,600) meters, the same being approximately southeast by east three-eighths east for twenty-eight and three-eighths (28⅜) miles to the center of Lake Michigan.

In the descriptions contained in this decree, all azimuths are computed from 0 as true north, clockwise.

The costs of this action, including the fees and expenses incurred by the special master, shall be divided equally between the parties.

State of Wisconsin, Plaintiff,

12, Original. vs.

State of Michigan.

Upon consideration of the statement of Frederick F. Faville, Special Master, filed with the Clerk herein, the Court fixes his compensation at $7,000.00 and allows the expenses incurred by him, $1940.76, all to be taxed as costs in the cause and to be paid one-half by each party.

Per Mr. Chief Justice Hughes.

The State of Washington, Complainant,

11, Original. vs.

The State of Oregon.

Upon consideration of the statement of William W. Ray, Special Master, filed with the Clerk herein, the Court fixes his compensation at $9,000.00 to be taxed as costs in the cause and to be paid one-half by each party.

Per Mr. Chief Justice Hughes.

Ex Parte: United States Naturopathic Association,

et al., Petitioners.

—, Original.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

In re Disbarment of Joseph M. Fitzgerald.

—.

O R D E R.

It having been reported to the Court that Joseph M. Fitzgerald, of Scotts Bluff, Nebraska, a member of the bar of this Court, has been disbarred from the practice of the law in the Supreme Court of the State of Nebraska:

It is ordered that the said Joseph M. Fitzgerald be, and he is hereby, suspended from the practice of the law in this Court, and that a rule issue returnable within forty (40) days requiring the said Fitzgerald to show cause why he should not be disbarred from the practice of the law in this Court.

Per Mr. Chief Justice Hughes.

In re Edmond C. Fletcher.

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On consideration of the motion of Edmond C. Fletcher to vacate the order of disbarment herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clyde P. Driscoll, Petitioner,

790 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clyde P. Driscoll, Petitioner, — On petition for writ of certiorari

790 vs. — to the United States Circuit Court

The United States of America. — of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wisconsin Tax Commission, Petitioner,
739 vs.
The Newport Company and Newport Industries, Inc.

On petition for writ of certiorari to the Supreme Court of the State of Wisconsin.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Wisconsin, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fourth National Bank in Wichita, Kansas, Petitioner,
741 vs.
Gainesville National Bank in Gainesville, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fourth National Bank in Wichita, Kansas, Petitioner,
742 vs.
Gainesville National Bank in Gainesville, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank P. Carpenter, et al., Trustees, Petitioners,
748 vs.
Thomas W. White, Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Parkhill Manufacturing Company, Petitioner,
749 vs.
Thomas W. White, Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Title Guarantee and Trust Company, Petitioner,
751 vs.
Frank Collis Bowers, Executor of the Last Will and Testament of Frank K. Bowers, Deceased, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James J. Fradkin, Petitioner,
753 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bernard M. Ridder, Bankrupt,
Petitioner,
754 vs.
Nell Ridder.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mississippi Cottonseed Products Company,
Petitioner,
755 vs.
George L. Sheldon, Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The New York Central Railroad Company, Petitioner,
756 vs.
Charles B. Cooley, as Administrator of the Goods, Chattels and Credits of Hermidas Provost, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Arizona, Complainant,
—, Original. vs.
State of California, et al.

Returns to rule to show cause and motion on behalf of Fred Colter and others for leave to intervene presented.

Proclamation being made the Court is adjourned until Monday, March 30, next, at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis N. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

Upon motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Miss Sallie C. Bryant, of Maysville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Urban E. Wild, It is ordered that J. Russell Cades, Esquire, of Honolulu, Territory of Hawaii, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren E. Miller, It is ordered that C. Thomas Busha, Jr., Esquire, of Great Falls, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Fred M. Vinson, Esquire, of Ashland, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Harold Allen Gates, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Robert L. Stern, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hamilton Lewis, It is ordered that Otto Kerner, Esquire, of Springfield, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Francis Dammann, It is ordered that Louis Salinger, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Curtis L. Waller, It is ordered that Stanley C. Myers, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry S. Stearns, It is ordered that Ralph A. Stone, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas C. Mapother, It is ordered that Thos. C. Mapother, Jr., Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter L. Barlow, It is ordered that Louis R. Kagan, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter L. Barlow, It is ordered that George M. Milstein, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that C. Stanley Smith, Esquire, of Morristown, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that Elmer S. King, Esquire, of Morristown, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John P. Lillard, It is ordered that James M. Goodier, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles D. Hamel, It is ordered that Fred J. Fredrickson, Esquire, of Valley City, State of North Dakota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Benjamin S. Minor, It is ordered that John M. Lynham, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Hughes, Jr., It is ordered that Daffan Gilmer, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Brennan, It is ordered that Leo E. Sievert, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. T. Justin Moore, It is ordered that Stephen Hardy Simes, Esquire, of Richmond, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. T. Justin Moore, It is ordered that Lewis Franklin Powell, Jr., Esquire, of Richmond, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

New York Life Insurance Company, Petitioner, vs. Demetrios P. Viglas. 602

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs, and the judgment of the District Court affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Massachusetts.

Per Mr. Justice Cardozo.

Norfolk and Western Railway Company, Appellant, vs. State of North Carolina, on Relation of A. J. Maxwell, Commissioner of Revenue. — Appeal from the Supreme Court of the State of North Carolina.

610

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of North Carolina, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Cardozo.

International Steel and Iron Company, Appellant, vs. National Surety Company. — Appeal from the Supreme Court of the State of Tennessee.

252

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Tennessee, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Roberts.

The Asiatic Petroleum Company (Philippine Islands), Limited, Petitioner,
674 vs.
The Insular Collector of Customs.

On writ of certiorari to the Supreme Court of the Philippine Islands.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Philippine Islands, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Roberts.

A. G. Triplett, R. M. Triplett, A. Nelson, et al., Petitioners,
388 vs.
Percival D. Lowell, Francis W. Dunmore, and Dubilier Condenser Corporation.

On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Maryland.

Per Mr. Justice Stone.

The Mantle Lamp Company of America,
590 vs.
Aluminum Products Company.

On certificate from the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered by this Court that the certificate herein, be, and the same is hereby, dismissed.

Per Mr. Justice Stone.

Fisher's Blend Station, Inc., Appellant, vs. The Tax Commission of the State of Washington, et al.

628

Appeal from the Supreme Court of the State of Washington.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Stone.

Phillips Petroleum Company, a Corporation, and United States Fidelity and Guaranty Company, Appellants, vs. R. O. Jenkins.

386

Appeal from the Supreme Court of the State of Arkansas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Arkansas, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Arkansas.

Per Mr. Justice Butler.

John D. Bingaman, as Commissioner of Revenue of the State of New Mexico, et al., Appellants, vs. Golden Eagle Western Lines, Inc.

520

Appeal from the District Court of the United States for the District of New Mexico.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of New Mexico, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Sutherland.

Commonwealth Trust Company of Pittsburgh, Trustee, and Thomas B. MacMillan, et al., Petitioners,

273 vs.

Avery J. Bradford, Receiver of the Bank of Pittsburgh National Association, etc.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Pennsylvania.

Per Mr. Justice McReynolds.

Georgia Railway & Electric Company, Georgia Railway & Power Company, and Georgia Power Company, Appellants,

625 vs.

City of Decatur.

Appeal from the Supreme Court of the State of Georgia.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Georgia, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice McReynolds.

The Sugar Institute, Inc., The American Sugar Refining Company, Margaret A. Jamison, et al., Appellants, vs. The United States of America. 268

Appeal from the District Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, modified as provided in the opinion of this Court and, as thus modified, affirmed.

Per Mr. Chief Justice Hughes.

Mr. Justice Sutherland and Mr. Justice Stone took no part in the consideration and decision of this case.

Blakely D. McCaughn, Collector of Internal Revenue for the First District of Pennsylvania, Petitioner, vs. Real Estate Land Title and Trust Company, and Douglas MacFarlan, Executors of Estate of Malcolm MacFarlan, Deceased. 629

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs, and the judgment of the District Court affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Pennsylvania.

Per Mr. Chief Justice Hughes.

M. D. Chandler, Receiver of Diamond Motor Parts Company, Petitioner, vs. John Peketz.

On writ of certiorari to the Supreme Court of the State of Colorado.

583

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Colorado, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

State of Arizona, Complainant,
—, Original. vs.
State of California, et al.

It is ordered that this cause be set for argument on the motion for leave to file the bill of complaint and on the returns to the rule to show cause on Tuesday, April 28, next.

Per Mr. Chief Justice Hughes.

State of Arizona, Complainant,
—, Original. vs.
State of California, et al.

On consideration of the motion of Fred T. Colter, Fred T. Colter, as Trustee for and on behalf of State of Arizona and water users under reclamation projects, etc., for leave to file petition to intervene in this case,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Tene Bimbo, Petitioner,
808 vs.
The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Tene Bimbo, Petitioner,
808 vs.
The United States of America.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Duplate Corporation and Pittsburgh Plate Glass Company, Petitioners,
767 vs.
Triplex Safety Glass Company of North America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Duplate Corporation and Pittsburgh Plate Glass Company, Petitioners,
768 vs.
Triplex Safety Glass Company of North America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Corinne S. Koshland, Petitioner,

774 vs. Order allowing certiorari.

Guy T. Helvering, Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

State of Missouri, Creditor, Petitioner,

782 vs. Order allowing certiorari.

John T. Ross, Trustee, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Frederick L. Morehead, as Warden of the City Prison of the Borough of Brooklyn, Petitioner,

838 vs. Order allowing certiorari.

People ex rel. Joseph Tipaldo.

The petition herein for a writ of certiorari to the Supreme Court of the State of New York is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Frederick L. Morehead, as Warden, etc., Petitioner,
838 vs.
People ex rel. Joseph Tipaldo.

On consideration of the motion to advance this case, it is ordered by this Court that the said motion be, and the same is hereby, granted; and the case is assigned for argument on Tuesday, April 28, next.

Per Mr. Chief Justice Hughes.

Charles A. Blume, Petitioner,
733 vs.
The United States.

On consideration of the motion for writ of certiorari to correct a diminution of the record in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles A. Blume, Petitioner,
733 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. M. Lee, as Comptroller of the State of Florida, et al., Petitioners,
757 vs.
Leon S. Freeman and Philip Weltner, Receivers of the Georgia, Florida & Alabama Railroad Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert C. Gillis, Petitioner,
761 vs.
Galen M. Welch, United States Collector of Internal Revenue for the Sixth District of California.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The New York, Chicago & St. Louis Railroad Company, Petitioner,
764 vs.
Lena C. Meek, Administratrix of the Estate of James C. Meek, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Scranton-Lackawanna Trust Company, Trustee, Katharine W. Murray, Trust, Petitioner,
771 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. K. Wood Lumber Company, Petitioner,
795 vs.
Signe Andersen, as Administratrix of the Estate of Andrew Andersen, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mitchell Irrigation District, Petitioner,
759 vs.
The State of Nebraska, ex rel. C. A. Sorenson, Attorney General and Farmers' Irrigation District.

On petition for writ of certiorari to the Supreme Court of the State of Nebraska.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Nebraska, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

R. R. Cole and Wife, Mabel F. Cole, Petitioners,
760 vs.
Norristown-Penn Trust Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Norristown-Penn Trust Company, Petitioner, vs. R. R. Cole and Wife, Mabel P. Cole. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

801

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Wingert, et al., Surviving Executors of Julia E. Reamer, Deceased, Petitioners, vs. Edwin J. Smead, et al., Trustees in Bankruptcy of the Estate of Henry F. Wingert, Bankrupt. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

763

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jno. P. Nutt Company, Inc., a Corporation, et al., Petitioners, vs. State of South Carolina ex relatione John M. Daniel, Attorney General. — On petition for writ of certiorari to the Supreme Court of the State of South Carolina.

769

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of South Carolina, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gloria Morgan Vanderbilt, Petitioner,
775 vs.
Gertrude Vanderbilt Whitney.

On petition for writ of certiorari to the Appellate Division of the Supreme Court of the State of New York, First Department.

On consideration of the petition for a writ of certiorari herein to the Appellate Division of the Supreme Court of the State of New York, First Department, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clarence M. Small, Administrator of the Estate of Florence C. Small, Deceased, Petitioner,
781 vs.
The Pennsylvania Railroad Company.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Burco, Inc., Petitioner,
834 vs.
J. B. Whitworth and F. Donald Penhagen, Trustees of the Estate of American States Public Service Co., the Debtor, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Burco, Inc., Petitioner,
835 vs.
J. B. Whitworth and F. Donald Wenhagen, Trustees of the Estate of American States Public Service Co., the Debtor, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Matson Navigation Company, et al.,
Appellants,
346 vs.
State Board of Equalization of the State of California, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pennsylvania Railroad Company,
Petitioner,
360 vs.
Illinois Brick Company.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
379 vs.
San Joaquin Fruit & Investment Company.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be,and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Railway Company, Petitioner,
399 vs.
Mrs. Olivia Cox Lunsford, as Administratrix, etc.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jefferson Island Salt Mining Co., Inc.,
et al., Petitioners,
720 vs.
The State of Louisiana.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Butler took no part in the consideration or decision of this application.

SUPREME COURT OF THE UNITED STATES.

OCTOBER TERM, 1935.

ORDER.

IT IS ORDERED that Rule XLIX of the General Orders in Bankruptcy be, and it hereby is, amended, effective immediately, to read as follows:

XLIX

PROCEEDINGS UNDER SECTION 77 OF THE ACT.

The following additional rules shall apply to proceedings under section 77 of the Act:

1. Each Circuit Court of Appeals shall cause written notice to be given to the judges of the district courts within the circuit of the names and addresses of the persons from time to time designated and qualified to act as special masters under the provisions of subsection (c) of section 77.

2. The clerk of the district court in which proceedings under section 77 are brought shall forthwith transmit to the Interstate Commerce Commission copies of (a) the answer, if any, of the railroad corporation, or the pleading of any creditor controverting facts alleged in the petition; (b) the order approving or dismissing the petition; (c) any order (1) directing the debtor to give notice and fixing the date of a hearing on the appointment of a trustee or trustees, (2) appointing or removing a trustee, or (3) confirming the appointment of legal counsel for the trustee or trustees, or removing such counsel; (d) any application by a trustee for authority to issue certificates, and any order authorizing such issuance; (e) such schedules and reports as may be submitted by the officers of the corporation or trustees with respect to the conduct of the debtor's affairs and the fairness of any proposed plan, and all orders issued to the trustee or trustees with respect to the operation of the corporation's business, together with the petitions upon which the orders were based; (f) the lists of bondholders, creditors, and stockholders required to be filed under paragraph (4) of subsection (c) of section 77, and any other information concerning the security holders filed pursuant to the order of the court; (g) any order de-

Ex Parte: George T. Mortimer, Petitioner.

—, Original.

Motion for leave to file petition for writ of mandamus submitted by Mr. John F. Condon, Jr., for the petitioner.

State of Texas, Complainant,
15, Original. vs.
State of New Mexico, et al.

Answers of defendants, and motion to make additional parties defendant, presented.

The United States, Petitioner, On petition for writ of certiorari
784 vs. to the Court of Claims.
H. & B. American Machine Company.

It appearing to the Court that counsel for the respective parties have filed a stipulation providing for the dismissal of the petition for writ of certiorari in this cause,

Therefore, pursuant to said stipulation, it is ordered by this Court that the petition for writ of certiorari in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Lincoln L. McCandless and Elizabeth J.
McCandless, his wife, Petitioners,
552 vs.
The United States of America.

Argument commenced by Mr. Urban Earl Wild for the petitioners; continued by Mr. Julius Russell Cades for the petitioners; and concluded by Mr. Assistant Attorney General Blair for the respondent.

The United States of America, Petitioner,
643 vs.
W. V. Knott, as State Treasurer, etc., et al.

Argument commenced by Mr. Alger Hiss for the petitioner and continued by Mr. C. L. Waller for the respondent, D. M. Lowry, Receiver, etc.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

termining the time within which the claims of creditors may be filed or evidenced, the manner in which such claims may be filed or evidenced and allowed, and the division of creditors and stockholders into classes, and any order respecting the exercise of any power by any person or committee representing any creditor or stockholder; (h) any order allowing or rejecting such claims, or extending the time within which they may be filed or evidenced; (i) any order directing the trustee or trustees to report facts pertaining to irregularities, fraud, misconduct, or mismanagement, and any report made pursuant to such order; (j) any order directing the debtor or the trustee or trustees to keep records and accounts, in addition to those prescribed by the commission, for the segregation and allocation of earnings and expense; (k) any order approving the special employment of assistants requested by the commission; (l) any application for allowances of compensation and expenses under the provisions of paragraphs (2) and (12) of subsection (c) of section 77, upon receipt of which the commission shall determine the maximum limits of such allowances and file with the court its report and order thereon, and any order making allowances for compensation and expenses under said paragraphs; (m) any order issued upon the petition of the commission for the reference of particular matters to a special master, and the report of such master thereon; (n) any order allowing interested parties to intervene in the proceedings, any minute of appearance by a person other than interveners, and any rule defining matters upon which notice shall be given to other than interveners; (o) any order extending the time for filing a plan; (p) any motion to dismiss the proceedings because of undue delay in a reasonably expeditious reorganization of the debtor, and notice of any hearing with reference to dismissing the proceedings for such cause; (q) any notice of the time within which parties in interest may file with the court objections to the plan approved by the commission, and any objection to such plan and any claim for equitable treatment filed by a party in interest; (r) any order affirming a finding of the commission affecting the requirement that the plan be submitted to creditors or stockholders as provided in the second paragraph of subsection (e) of section 77; (s) any order entered on the disapproval of the plan, and the judge's opinion stating his conclusions and reasons for such disapproval; (t) if the plan is not confirmed, the order, with the judge's opinion stating his conclusions and reasons therefor, dismissing the proceedings or referring the case back to the commission for further proceedings, and, if the case is referred back to the commission, a copy of the evidence received in any hearings with reference to confirmation; (u) the order confirming the plan, with the judge's opinion stating his conclusions and reasons therefor, and any order directing the transfer or other disposition of the property; (v) the final decree; and (w) such other papers filed in the proceedings as the commission may request of the clerk or the court may direct him to transmit. All papers filed with the court shall have attached thereto such copies as the clerk may require in carrying out this general order.

3. The commission shall forthwith cause to be filed in the district court having jurisdiction of the proceedings, copies of (a) any order ratifying the appointment of a trustee or trustees; (b) each report and order authorizing the issue of trustees' certificates; (c) each order or call for a hearing, with a statement of its purposes; (d) each plan of reorganization, other than the debtor's, filed with the commission; (e) any report finding a plan to be prima facie impracticable; (f) any order refusing to approve a plan, together with the commission's report stating fully the reasons for its conclusions; (g) any petition for further hearing on a plan, and any supplemental order modifying any plan, together with the report stating the reasons for such modification; (h) the written acceptances of any plan which is finally approved; (i) any order granting authority for the issuance of securities or for other steps contemplated by the plan; (j) any order issued to the trustee or trustees with respect to the operation of the corporation's business; (k) any order issued under the provisions of subsection (p) of section 77 authorizing the solicitation, use, employment or action under or pursuant to proxies, authorizations, or deposit agreements; and (l) such other papers filed in the proceedings as the court may direct or the commission deem pertinent. All proceedings before the commission under section 77 shall be conducted in accordance with its rules of practice and such special instructions, rules, and regulations as it may issue pursuant to the provisions of said section.

4. All process to be served outside of the district in which proceedings under section 77 are pending shall be returnable at such time as the judge shall determine, and shall be directed to and served by the United States marshal for the district in which service is to be effected.

March 30, 1936.

Ex Parte: George T. Mortimer, Petitioner.

—, Original.

Motion for leave to file petition for writ of mandamus sub

by Mr. John F. Condon, Jr., for the petitioner.

tate of Texas, Complainant,
5, Original. vs.
tate of New Mexico, et al.

Answers of defendants, and motion to make additional parties de-
endant, presented.

he United States, Petitioner, On petition for writ of certiorari
84 vs. to the Court of Claims.
. & B. American Machine Company.

It appearing to the Court that counsel for the respective par-
ies have filed a stipulation providing for the dismissal of the petition for
rit of certiorari in this cause,

Therefore, pursuant to said stipulation, it is ordered by this
ourt that the petition for writ of certiorari in this cause be, and the same
s hereby, dismissed.

Per Mr. Chief Justice Hughes.

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incoln L. McCandless and Elizabeth J.
cCandless, his wife, Petitioners,
52 vs.
he United States of America.

Argument commenced by Mr. Urban Earl Wild for the petitioners;
ontinued by Mr. Julius Russell Cades for the petitioners; and concluded by
r. Assistant Attorney General Blair for the respondent.

he United States of America, Petitioner,
83 vs.
. V. Knott, as State Treasurer, etc., et al.

Argument commenced by Mr. Alger Hiss for the petitioner and con-
nued by Mr. C. L. Waller for the respondent, D. M. Lowry, Receiver, etc.

oclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Sherman Minton, it is ordered that Elmer F. Marchino, Esquire, of Vincennes, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph W. Hutchinson, It is ordered that Leo M. Gardner, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph W. Hutchinson, It is ordered that Joseph P. McNamara, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Francis Dammann, It is ordered that Arthur L. Israel, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James M. Beck, It is ordered that Eugene Untermyer, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hamilton Lewis, It is ordered that Harry H. Kitzeman, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raphael M. O'Hara, It is ordered that M. J. Donnelly, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene Meacham, It is ordered that James M. Bailey, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles R. Penwick, It is ordered that Dwight Wilbur Tundel, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George G. Gilbert, Jr., It is ordered that Vincent L. Nicholson, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert E. Lynch, It is ordered that Louis Effingham de Forest, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Enrietto, It is ordered that Albert Gray Avery, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. C. Alvord, It is ordered that H. Parker Sharp, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Gavin W. Craig, Petitioner,
797 vs.
The United States of America; and

Joseph Weinblatt, Petitioner,
798 vs.
The United States of America.

On consideration of the motion to defer consideration of the petition for writs of certiorari in these cases,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gavin W. Craig, Petitioner, — On petition for writ of certiorari
797 vs. — to the United States Circuit Court
The United States of America. — of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, it is ordered by this Court that the said petition be, and the same is hereby, dismissed upon the ground that it is premature, without prejudice to a renewal of the application within thirty days after action by the Circuit Court of Appeals on the petition for rehearing.

Per Mr. Chief Justice Hughes.

Joseph Weinblatt, Petitioner,
798 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, it is ordered by this Court that the said petition be, and the same is hereby, dismissed upon the ground that it is premature, without prejudice to a renewal of the application within thirty days after action by the Circuit Court of Appeals on the petition for rehearing.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,
643 vs.
W. V. Knott, State Treasurer, etc., et al.

Argument continued by Mr. C. L. Waller for the respondent, D. W. Lowry, Receiver, etc.; by Mr. H. E. Carter for the respondent, W. V. Knott, State Treasurer, etc.; by Mr. Herbert U. Feibelman for the respondent, Carl M. Withers, as Commissioner of Banking & Insurance of the State of New Jersey; and concluded by Mr. Alger Hiss for the petitioner.

J. W. Tipton, Petitioner,
664 vs.
Atchison, Topeka & Santa Fe Railway Company.

Argued by Mr. Leo E. Sievert for the respondent and case submitted by Mr. Herman A. Bachrack for the petitioner.

George S. Beadle, Petitioner,
676 vs.
Alfred Spencer.

Argued by Mr. Harold M. Sawyer for the petitioner and case submitted by Mr. John L. McNab for the respondent.

Hartford Accident & Indemnity
Company, Appellant,
692 vs.
The People of the State of Illinois, ex rel.
Walter W. McLaughlin, Director of Agriculture.

Argument commenced by Mr. J. F. Dammann for the appellant. The Court declined to hear further argument.

Proclamation being made the Court is adjourned until tomorrow at 12 1'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John J. McSwain, It is ordered that J. H. Marion, Esquire, of Charlotte, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. Whittington, It is ordered that Wall Doxey, Esquire, of Holly Springs, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Philip Lutz, Jr., It is ordered that William E. Bussell, Esquire, of Greenfield, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Prentiss M. Brown, It is ordered that Wm. Henry Gallagher, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter Schaffner, It is ordered that Stanley B. Ecker, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that Millard Caldwell, Esquire, of Milton, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Chicago Great Western Railroad Company, Petitioner,

696 vs.

Mary Rambo, as Administratrix, etc.

Argued by Mr. Harry S. Stearns for the petitioner and by Mr. Harold E. Stassen for the respondent.

Paul V. McNutt, Governor of the State of Indiana, et al., Appellants,

709 vs.

General Motors Acceptance Corporation of Indiana, Inc., and

Paul V. McNutt, Governor of the State of Indiana, et al., Appellants,

710 vs.

McHenry Chevrolet Co., Inc.

Argument commenced by Mr. Joseph W. Hutchinson for the appellants; continued by Mr. John Thomas Smith and by Mr. Phillip W. Haberman for the appellees; and concluded by Mr. Leo M. Gardner for the appellants.

The "Arizona" Antone Mardesich and wife, et al., Petitioners,

667 vs.

Antonia Anelich, as Administratrix, etc.

Argument commenced by Mr. Ralph S. Pierce for the petitioners.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, APRIL 2, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Albert E. Carter, It is ordered that Howard B. Donaldson, Esquire, of Watertown, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Malcolm F. Halliday, It is ordered that A. Norman Somers, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John P. Kelso, It is ordered that Leo E. Forquer, Esquire, of New Lexington, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur C. Bernard, It is ordered that Harding J. McGuire, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Claude G. Krause, It is ordered that Garfield E. Breese, Esquire, of Mason City, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Andrew J. Priest, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Carl L. Ristine, It is ordered that Morgan M. Moulder, Esquire, of Camdenton, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The "Arizona" Antone Mardesich and wife, et al., Petitioners,
667 vs.
Antonia Anelich, as Administratrix, etc.

Argument continued by Mr. Ralph S. Pierce for the petitioners and concluded by Mr. Wilbur Zundel for the respondent.

The Atlantic Lumber Company, Appellant,
715 vs.
Commissioner of Corporations and Taxation
of the Commonwealth of Massachusetts.

Argued by Mr. Robert C. McKay for the appellant and by Mr. James J. Ronan for the appellee.

Bibb Graves, as Governor of the State of
Alabama, et al., etc., Appellants,
727 vs.
The Texas Company.

Argument commenced by Mr. P. H. Moore for the appellants; and continued by Mr. John S. Coleman for the appellee; and by Mr. Richard T. Rives for the appellants.

FRIDAY, APRIL 3, 1936

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Riley J. Wilson, It is ordered that Riley Joseph Wilson, Jr., Esquire, of Ruston, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Riley J. Wilson, It is ordered that Henry Gladden Norris, Esquire, of Farmerville, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Seth C. Reynolds, It is ordered that Gaylord R. Hawkins, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ezra Brainerd, Jr., It is ordered that Weston B. Grimes, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Randolph Carpenter, It is ordered that Charles Allen Bowman, Esquire, of Kansas City, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edwin S. Clarkson, It is ordered that K. Wilson Corder, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Wyzanski, Jr., It is ordered that Reuben A. Garland, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel A. King, It is ordered that Harry Shapiro, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Earl C. Michener, It is ordered that Cecil J. Randall, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Earl C. Michener, It is ordered that William Bundy Bartels, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur C. Johnson, It is ordered that Winston S. Howard, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Bibb Graves, as Governor of the State
of Alabama, et al., etc., Appellants,
727 vs.
The Texas Company.

Argument concluded by Mr. Richard T. Rives for the appellants.

Frank O. Lowden, James E. Gorman, et al., etc.,
743 vs. (Certificate)
Northwestern National Bank and Trust Company
of Minneapolis, Minnesota, etc.

Argued by Mr. Edward S. Stringer and by Mr. Marcus L. Bell for Lowden, et al., Trustees, etc., and by Mr. Claude G. Krause for Northwestern National Bank and Trust Company, etc.

Samuel Zimmern, et al., Petitioners,
766 vs.
The United States of America.

Argued by Mr. Lawrence Koenigsberger for the petitioner, and by Mr. Charles E. Wyzanski, Jr., for the respondent.

C. H. Acker, Doing Business as C. H.
Acker & Company, et al., Appellants,
655 vs.
The United States of America, et al.

Argument commenced by Mr. George I. Haight for the appellants, and continued by Mr. Assistant Attorney General Dickinson for the appellees.

Proclamation being made the Court is adjourned until Monday next at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James W. Morris, It is ordered that Geo. W. Coleman, Esquire, of West Palm Beach, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George P. Barse, It is ordered that Rex G. Hardy, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Reed, It is ordered that Hallock C. Sherrard, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur G. Brode, It is ordered that J. Will Taylor, Esquire, of LaFollette, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George F. Mulligan, It is ordered that Miss Marion Lee Marshall, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George F. Mulligan, It is ordered that George F. Mulligan, Jr., Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert E. Stelnem, It is ordered that David L. Klein, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard A. Ford, It is ordered that Truman Leonard Styner, Esquire, of East Orange, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Henry Lewin, It is ordered that W. Carroll Hunter, Esquire, of White Hall, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Karl D. Loos, It is ordered that Chas. O. Rundall, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. McNulty, It is ordered that W. Penimore Cooper, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph M. Case, It is ordered that Howard G. Wilson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Bernard O'Brien, Jr., It is ordered that J. Courtney Ivey, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis A. Cravello, It is ordered that Clarence Thomas, Esquire, of Hammond, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Reed, It is ordered that Vincent A. Baldauf, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James T. Brady, It is ordered that Edward E. Odom, Esquire, of Clarendon, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

J. Edward Jones, Petitioner,
640 vs.
Securities and Exchange Commission.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

Dissenting opinion by Mr. Justice Cardozo in which Mr. Justice Brandeis and Mr. Justice Stone join.

The Chief Justice announced the following orders of the Court:

Samuel J. Foley, as District Attorney
of the County of Bronx, et al., Appellants,
856 vs.
Sara M. Wachs.

On consideration of the motion for leave to file the jurisdictional statement in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Samuel J. Foley, as District Attorney of the County of Bronx, et al., Appellants,

856 vs.

Sara M. Wachs.

Appeal from the District Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court granting an interlocutory injunction in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

P. J. Carlin Construction Co. and The Travelers Insurance Company, Appellants,

817 vs.

Edward Heaney and State Industrial Board of the State of New York.

Appeal from the Supreme Court of the State of New York.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

P. J. Carlin Construction Co. and The Travelers Insurance Company, Appellants,

817 vs.

Edward Heaney and State Industrial Board of the State of New York.

Appeal from the Supreme Court of the State of New York.

Treating the appeal papers herein from the Supreme Court of the State of New York as an application for a writ of certiorari,

On consideration whereof, it is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other oders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

The National City Bank of New York,
Petitioner,
787 vs.
William D. Oelbermann, Allison E. McCown and John J. Mahoney, etc.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The National City Bank of New York,
Petitioner,
787 vs.
William D. Oelbermann, Allison E. McCown and John J. Mahoney, etc.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, modified by substituting a direction for a judgment of dismissal on the merits with costs in place of the direction for a new trial, and, as so modified, affirmed, costs to National City Bank of New York.

And it is further ordered that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Ex Parte: George T. Mortimer, Petitioner.

—, Original.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Texas, Complainant,

15, Original. vs.

State of New Mexico, et al.

The answers of the defendants in this cause are received and ordered to be filed.

Per Mr. Chief Justice Hughes.

State of Texas, Complainant,

15, Original. vs.

State of New Mexico, et al.

On consideration of the motion of the State of New Mexico to make the State of Colorado and the United States of America, as guardian of the Cochiti, Santa Ana, Santo Domingo, San Felipe, Sandia and Isleta Indian Pueblos, parties defendant in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Poresky, Petitioner,

858 vs.

Morgan T. Ryan, Registrar of Motor Vehicles.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Poresky, Petitioner,
858 vs.
Morgan T. Ryan, Registrar of Motor Vehicles.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Loeb L. Cossack, Petitioner,
865 vs.
The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Loeb L. Cossack, Petitioner,
865 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph H. Barwise, et al., Appellants,
824 vs.
George H. Sheppard, as Comptroller of the State of Texas, et al.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Joseph Loporto and Angelina Loporto,

Appellants,

849 vs.

The Druiss Company, Inc.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Jean Bourdieu, Petitioner,

Order allowing certiorari.

777 vs.

Pacific Western Oil Company, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Frank M. McKey, Trustee in Bankruptcy,

Petitioner,

Order allowing certiorari.

785 vs.

Maurice Paradise, as Trustee.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Frank M. McKey, Trustee in Bankruptcy,
Petitioner,
786 vs.
Maurice Paradise, as Trustee.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

William D. Oelbermann, Allison E. McCown and John J. Mahoney, etc., Petitioners,
752 vs.
The National City Bank of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. J. L. Wimberly, et al., Petitioners,
770 vs.
Cowan Investment Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. T. Knight & Son, Inc., Petitioner, vs. Superior Fire Insurance Company of Pittsburgh, Pennsylvania.

773

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hartford Accident and Indemnity Company, Petitioner, vs. James M. Jones.

776

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Berryman Henwood, Trustee of St. Louis Southwestern Railway Company, Debtor, Petitioner, vs. Anglo-Continentale Treuhand, A. G.

779

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The McCarthy Company, Petitioner, vs. Commissioner of Internal Revenue. 780

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sam R. Beard, William Carroll, James T. Gallagher, et al., Petitioners, vs. The United States of America. 783

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles E. Van Vleck and Natalie J. Van Vleck, Petitioners, vs. Commissioner of Internal Revenue. 788

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Keller, Heumann & Thompson, Inc., Petitioner,
789 vs.
Conway P. Coe, Commissioner of Patents.

On petition for writ of certiorari to the United States Court of Customs and Patent Appeals.

On consideration of the petition for a writ of certiorari herein to the United States Court of Customs and Patent Appeals, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Atlantic Coast Line Railroad Company, Petitioner,
791 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carolina, Clinchfield and Ohio Railway, Petitioner,
792 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Old Line Life Insurance Company of America, Petitioner,
793 vs.
Ira J. Fulton, Superintendent of Banks of the State of Ohio, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joe F. Patterson, Robert Wingfield and Horace Moore, Petitioners,
799 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. Wilbur Miller, Petitioner,
802 vs.
Chester P. Hockley and Henry E. Treide, as Receivers of the Davison Realty Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ivie Watson, et al. Petitioners, vs. J. F. T. O'Connor, Comptroller of the Currency of the United States, et al.

850

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles D. Huston, Indvidually and as Collector of Internal Revenue for the District of Iowa, Petitioner, vs. Iowa Soap Company.

842

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

O R D E R

The Court will take a recess from Monday, April 13, to Monday, April 27, next.

Per Mr. Chief Justice Hughes.

Everett Mills, a Corporation, Petitioner,

866, O.T. 1934. vs.

The United States.

On consideration of the motion of counsel for the petitioner for leave to file a petition for rehearing in this case,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Prudence Company, Inc., Petitioner,

270 vs.

Fidelity & Deposit Company of Maryland, et al.

Motion to construe or amend mandate submitted by Mr. Martin A. Schenck in behalf of counsel for the petitioner;

C. H. Acker, Doing Business as C. H. Acker & Company, et al., Appellants,

655 vs.

The United States of America, et al.

Argument continued by Mr. Assistant Attorney General Dickinson for the appellees, and concluded by Mr. George I. Haight for the appellants.

The United States of America, et al., Appellants,

656 vs.

J. M. Corrick, et al.

Argued by Mr. Assistant Attorney General Dickinson for the appellants, and by Mr. George I. Haight for the appellees.

Frank T. Hines, Administrator of Veterans' Affairs, Petitioner,

659 vs.

Minnie Stein, as Guardian, etc.

Argument commenced by Mr. James T. Brady for the petitioner and continued by Mr. David A. Reed for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. Will Taylor, It is ordered that John Jennings, Jr., Esquire, of Knoxville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Royal C. Johnson, It is ordered that Mrs. Lydia Bernhardina Johnson, of Pierre, State of South Dakota, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. Meriwether Smith, It is ordered that Allen W. Gullion, Esquire, of New Castle, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard S. Doyle, It is ordered that Fred E. Fuller, Esquire, of Toledo, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard S. Doyle, It is ordered that Edward W. Kelsey, Jr., Esquire, of Toledo, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard S. Doyle, It is ordered that Harley Alvin Watkins, Esquire, of Toledo, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raymond P. Brown, It is ordered that Lloyd C. Hooks, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Luther E. Birdzell, It is ordered that Thurman Wright, Esquire, of Linton, State of North Dakota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sidney S. Alderman, It is ordered that Albert Allan Kelly, Esquire, of South Pittsburg, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Frank T. Hines, Administrator of Veterans' Affairs, Petitioner,

659 vs.

Minnie Stein, as Guardian, etc.

Argument continued by Mr. David A. Reed for the respondent and concluded by Mr. Edward E. Odom for the petitioner.

The Pennsylvania Railroad Company, et al., Appellants,

746 vs.

The Public Utilities Commission of Ohio, et al.

Three hours allowed for oral argument. Argument commenced by Mr. Frederic D. McKenney for the appellants; continued by Mr. August G. Gutheim and Mr. Donald C. Power for the appellees, Public Utilities Commission of Ohio, et al.; by Mr. Don Rose for the appellee, Pittsburgh Coal Company; and by Mr. Gurnsey Orcutt for the appellants.

WEDNESDAY, APRIL 8, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Leon O. Moses, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Marvin Redman Hall, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles D. Lawrence, It is ordered that Geo. R. Tuttle, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Ewing Thomason, It is ordered that Maury Maverick, Esquire, of San Antonio, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that W. Sterling Cole, Esquire, of Bath, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that Louis Ken Thaler, Esquire, of Ithaca, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James O'Connor Roberts, It is ordered that Darrell T. Lane, Esquire, of Salt Lake City, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred C. Gilchrist, It is ordered that Ernest L. Miller, Esquire, of Clinton, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Wyzanski, Jr., It is ordered that Arthur L. Sherin, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tilman B. Parks, It is ordered that Geo. T. Whatley, Esquire, of Lewisville, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Pennsylvania Railroad Company,
et al., Appellants,
746 vs.
The Public Utilities Commission of
Ohio, et al.

Argument concluded by Mr. Gurnsey Orcutt for the appellants.

International Business Machines
Corporation, Appellant,
758 vs.
The United States of America.

Argument commenced by Mr. Martin A. Schenck for the appellant; continued by Mr. Assistant Attorney General Dickinson for the appellee; and concluded by Mr. Drury W. Cooper for the appellant.

The United States of America,
Appellant,
660 vs.
Elgin, Joliet and Eastern Railway Company.

Three hours allowed for oral argument.

Argument commenced by Mr. Assistant Solicitor General Bell for the appellant.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Moses S. Huberman, It is ordered that J. Donald Dinning, Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. Whitney Landon, It is ordered that Alan J. McBean, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence V. Opper, It is ordered that Edward S. Greenbaum, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jack I. Resnicoff, It is ordered that Samuel Resnicoff, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Max Rhoade, It is ordered that Robert M. Morrison, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George H. Gardner, It is ordered that Wm. H. Chamberlain, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Carter Fort, It is ordered that Casper William Ooms, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America,

Appellant,

660 vs.

Elgin, Joliet and Eastern Railway Company.

Argument continued by Mr. Assistant Solicitor General Bell for the appellant; and concluded by Mr. Nathan L. Miller for the appellee.

Proclamation being made the Court is adjourned until Monday, April 13, next, at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Donald B. Stookey, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Ralph K. Chase, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Edmund Burke, Jr., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James W. Morris, It is ordered that Cushman S. Radebaugh, Esquire, of Orlando, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Miller, It is ordered that Henry Lloyd-Martin Knight, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Francis I. Howley, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul R. Greever, It is ordered that Thos. William O'Hara, Esquire, of Rawlins, State of Wyoming, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Harden Peterson, It is ordered that Frank H. Hursey, Jr., Esquire, of Lakeland, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that Henry Schaefer, Jr., Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that A. H. Roberts, Jr., Esquire, of Nashville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sam Rayburn, It is ordered that Elbert M. Barron, Esquire, of Sherman, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Donald J. Marran, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hardin Peterson, It is ordered that David H. Wilkison, Esquire, of Saint Petersburg, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hardin Peterson, It is ordered that Charles W. Hunt, Esquire, of St. Petersburg, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Earl C. Michener, It is ordered that Walter H. Taylor, Esquire, of Kalamazoo, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred C. Gilchrist, It is ordered that Geo. E. Hise, Esquire, of Des Moines, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry T. Ivers, It is ordered that Lester R. McCash, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Webster S. Ruckman, It is ordered that Guy T. Morris, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Earl C. Michener, It is ordered that William C. Searl, Esquire, of Lansing, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence J. McLeod, It is ordered that Donald P. Schuur, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Miss Burnita Shelton Matthews, It is ordered that Mrs. Rebekah S. Greathouse, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. O. Skeels, It is ordered that Elmer McClain, Esquire, of Lima, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William G. Paul, It is ordered that Earl C. Adams, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William B. Kerkam, It is ordered that Lewis Cruickshank, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Norman Fischer, It is ordered that Raymond M. Grossman, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bruce L. Casteel, It is ordered that Tobias C. Phillips, Esquire, of Roanoke, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph Henry Cohen, It is ordered that Esther Antell, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis C. Brown, It is ordered that Stanley Burke, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that A. H. Roberts, Esquire, of Nashville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Thomas Cole Hart, Appellant,

857 vs.

Commonwealth of Virginia.

Appeal from the Supreme Court of Appeals of the State of Virginia.

This cause came on to be heard on the transcript of the record from the Supreme Court of Appeals of the State of Virginia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Clarence Schenebeck, Appellant,
810 vs.
Will W. McCrary, W. Hamp Young and Charles G. Miller, et al.

Appeal from the Supreme Court of the State of Arkansas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Arkansas, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

John Michalek, Petitioner,
168 vs.
United States Gypsum Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John Michalek, Petitioner,
168 vs.
United States Gypsum Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs with respect to the fifth cause of action; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals with directions to remand the case to the District Court for further proceedings.

Per Mr. Chief Justice Hughes.

Ex Parte: Arthur O'Toole, Petitioner.
—, Original.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Prudence Company, Inc., Petitioner,
270 vs.
Fidelity & Deposit Company of Maryland
and American Bonding Company of Baltimore.

On consideration of the motion of counsel for the petitioner to construe or amend the mandate in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Howard Morf, Doing Business Under the
Firm Name and Style of Pacific Whole-
sale Automobile Company, Appellant,
772 vs.
John D. Bingaman, Commissioner of Rev-
enue for the State of New Mexico.

On consideration of the motion of Howard Morf, John D. Bingaman, Commissioner of Revenue, etc., and the United States Fidelity and Guaranty Company, that the said United States Fidelity and Guaranty Company be permitted to join in the appeal in this case,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and that the United States Fidelity and Guaranty Company be, and the same is hereby, joined with the said Howard Morf as an appellant in this case.

Per Mr. Chief Justice Hughes.

United States Fidelity and Guaranty
Company, Appellant,
898 vs.
John D. Bingaman, Commissioner, etc.

In this case probable jurisdiction is noted and the case is consolidated for hearing with No. 772.

Per Mr. Chief Justice Hughes.

Henry C. Hill, Warden, etc.,
847 vs.
The United States ex rel. Thomas M. Wampler.

On consideration of the motion of Thomas M. Wampler for leave to proceed in forma pauperis herein,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Arthur Gooch, Petitioner,

883 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Arthur Gooch, Petitioner,
883 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Margaret Shea Lynch, Petitioner,

885 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Margaret Shea Lynch, Petitioner,
885 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Benjamin F. Rhoads, Petitioner,

888 vs.

Ralph A. Kurtz.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Benjamin F. Rhoads, Petitioner,

888 vs.

Ralph A. Kurtz.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John K. Valentine, as Chairman, etc., et al., Appellants,

843 vs.

The Great Atlantic & Pacific Tea Company, et al.;

John K. Valentine, as Chairman, etc., et al., Appellants,

844 vs.

Graham Department Stores Company, et al., and

John K. Valentine, as Chairman, etc., et al., Appellants,

845 vs.

Walgreen Company, et al.

In these cases probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Lewis J. Valentine, Police Commissioner of the City of New York, et al., etc., Petitioners,

804 vs.

The United States of America, on the Relation of B. Coles Neidecker.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Lewis J. Valentine, Police Commissioner of the City of New York, et al., etc., Petitioners,

805 vs.

The United States of America on the Relation of George W. Neidecker.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Lewis J. Valentine, Police Commissioner of the City of New York, et al., etc., Petitioners,

806 vs.

The United States of America on the Relation of Aubrey Neidecker.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in

L. P. Chisholm, Waller Holladay, W. Earl Crank, et al., Petitioners,
828 vs.
W. B. Gilmer, Receiver of the First National Bank of Louisa, Louisa, Virginia.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted, limited to the question of the jurisdiction of the District Court.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

C. L. Ashton, et al., Petitioners,
859 vs.
Cameron County Water Improvement District No. One.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted, and the case is assigned for argument on Tuesday, April 28, next, after the cases heretofore assigned for that day.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Robert Aron, Rachel Levy, Fanny Levy, et al., Petitioners,
800 vs.
The Pennsylvania Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frederic D. Summerall, Petitioner,
809 vs.
United Fruit Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Brooklyn Trust Company, as Trustee Under its Declaration of Trust Bearing Date April 22, 1929, Petitioner,
811 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hocking Glass Company, Petitioner,
812 vs.
Newton M. Miller, Collector of Internal Revenue, Columbus, Ohio.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lyda Glenn Van Doren, Petitioner, — On petition for writ of certiorari
813 vs. — to the United States Circuit Court
Oak Park Trust and Savings Bank. — of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lyda Glenn Van Doren, Petitioner, — On petition for writ of certiorari
814 vs. — to the United States Circuit Court
Oak Park Trust and Savings Bank. — of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The International Alliance of Theatrical Stage Employees and Moving Picture Machine Operators of the United States and Canada, Local Union No. 384 of Hudson County, New Jersey, et al., Petitioners, — On petition for writ of certiorari
816 vs. — to the Court of Errors and Appeals
William Cameron, et al. — of the State of New Jersey.

On consideration of the petition for a writ of certiorari herein to the Court of Errors and Appeals of the State of New Jersey, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

P. F. Boone, Receiver of East Tennessee National Bank, et al., Petitioners,
818 vs.
American Veterinary Medical Association, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be,and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robin P. Allen, Petitioner,
819 vs.
The Cloisters Building Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harold J. Kattelman, Bankrupt, Petitioner,
821 vs.
William S. Madden, Receiver of Harold J. Kattelman, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harold J. Kattelman, Bankrupt, Petitioner,
822 vs.
William S. Madden, Receiver of Harold J. Kattelman, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marion L. Miller, Petitioner,
825 vs.
The Travelers Insurance Company of Hartford, Connecticut.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jacob Berman, Petitioner,
829 vs.
William M. McDonnell, United States Marshal for the Northern District of Illinois, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Kansas City Bridge Co., Petitioner,
836 vs.
State Highway Commission in the State of Arkansas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fidelity and Deposit Company of Maryland, Petitioner,
866 vs.
The Pennsylvania Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Sugar Institute, Inc., et al., Appellants,
268 vs.
The United States of America.

Motion to tax additional printing costs submitted by Mr. Solicitor General Reed for the appellee in support of the motion and by Mr. John C. Higgins and Mr. Edward J. McGratty, Jr., for the appellants in opposition thereto.

Frederick L. Morehead, as Warden, etc.,

Petitioner,

838 vs.

People ex rel. Joseph Tipaldo.

On consideration of the motion of Mr. Dean G. Acheson that he be granted thirty minutes time for the presentation of oral argument in this cause on behalf of certain states as amici curiae,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Isaac N. Frost and American Surety Company of New York, Petitioners, 796 vs. The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

It appearing to the Court that counsel for the petitioner have filed a motion providing for the dismissal of the petition for certiorari in this cause;

Therefore, pursuant to said motion, it is ordered by this Court that the said petition for certiorari in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until Monday, April 27, next, at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Sam M. Wassell, It is ordered that Grover T. Owens, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edwin A. Krauthoff, It is ordered that John Marshall Giltinon, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Warren Lee Pierson, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. J. Donnelly, It is ordered that Charles J. Lynch, Jr., Esquire, of Cedar Rapids, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. J. Donnelly, It is ordered that William M. Dallas, Esquire, of Cedar Rapids, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that F. Carter Johnson, Jr., Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Grover Cleveland Ladner, It is ordered that Richard J. Beamish, Esquire, of Harrisburg, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald C. Dobbins, It is ordered that Walter Clifford Bowman, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ernie Adamson, It is ordered that Julius L. Goldstein, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James W. Morris, It is ordered that Hadley W. Libbey, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Milton Strasburger, It is ordered that Solomon H. Feldman, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that Samuel Kaplon, Esquire, of Summit, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. D. McReynolds, It is ordered that James F. Johnson, Esquire, of McMinnville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wayne C. Williams, It is ordered that Charles J. Munz, Jr., Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hallock P. Long, It is ordered that David Colby Bond, Esquire, of Concordia, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Clark, It is ordered that Harry L. Greene, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Preston B. Kavanagh, It is ordered that Arthur Magid, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Wyzanski, Jr., It is ordered that Frank H. Sloss, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gordon Dean, It is ordered that Edward Miller, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gordon Dean, It is ordered that Samuel Miller, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gordon Dean, It is ordered that Morris Sokolove, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that John T. McLaughlin, Esquire, of Reno, State of Nevada, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sam M. Wassell, It is ordered that Chester C. Lydick, Esquire, of Moline, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Milton Strasburger, It is ordered that George X. Levine, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Milton Strasburger, It is ordered that Edward A. Aaronson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Milton Strasburger, It is ordered that Louis Padgett, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gordon Dean, It is ordered that Edward M. Brennan, Esquire, of Providence, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Royal T. McKenna, It is ordered that James McEvoy, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Dickinson, It is ordered that Harry L. Dunn, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wade H. Ellis, It is ordered that Mrs. Agnes Bryant Dickinson, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Dickinson, It is ordered that Edward Dumbauld, Esquire, of Uniontown, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David M. Wood, It is ordered that W. B. Lewis, Esquire, of Harlingen, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that William Leander Hall, Esquire, of Hominy, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank H. Patton, It is ordered that Geo. E. Remley, Esquire, of Santa Fe, State of New Mexico, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank H. Patton, It is ordered that Ralph Kilpatrick Pierson, Esquire, of Compton, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Merton L. Corey, It is ordered that Samuel A. Pleasants, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Grover Cleveland Ladner, It is ordered that Horace A. Segelbaum, Esquire, of Harrisburg, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Dickinson, It is ordered that Henry McClernan, Esquire, of Shelby, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Kramer, It is ordered that Richard A. Turner, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Frank O. Lowden, James E. Gorman and Joseph B. Fleming, as Trustees of the Estate of the Chicago, Rock Island and Pacific Railway Company,

743 vs.

Northwestern National Bank and Trust Company of Minneapolis, Minnesota, Formerly the Northwestern National Bank of Minneapolis, Minnesota.

On certificate from the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered by this Court that the certificate herein, be, and the same is hereby, dismissed.

Per Mr. Justice Cardozo.

Samuel Zimmern, et al., Petitioners,

766 vs.

The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

The Pennsylvania Railroad Company, Erie Railroad Company, The Baltimore and Ohio Railroad Company, and the Pittsburgh and Lake Erie Railroad Company, Appellants,
746 vs.
The Public Utilities Commission of Ohio, John W. Bricker, Attorney General of the State of Ohio, and Pittsburgh Coal Company.

Appeal from the District Court of the United States for the Southern District of Ohio.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Ohio, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Cardozo.

J. W. Tipton, Petitioner,
664 vs.
Atchison, Topeka & Santa Fe Railway Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of California.

Per Mr. Justice Roberts.

Mr. Justice Cardozo concurs in the result upon the authority of Gilvary v. Cuyhoga Valley Railway Co., 292 U.S. 57.

Hartford Accident & Indemnity Company, Appellant, vs. The People of the State of Illinois, ex rel. Walter W. McLaughlin, Director of Agriculture. Appeal from the Supreme Court of the State of Illinois.

692

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Roberts.

The "Arizona," Antone Mardesich and Wife, Peter Mardesich and Wife, and General Casualty Company of America, Petitioners, vs. Antonia Anelich, as Administratrix of the Estate of Mario Anelich, Deceased. On writ of certiorari to the Supreme Court of the State of Washington.

667

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs, and interest, until paid, at the same rate per annum that similar judgments bear in the courts of the State of Washington.

Per Mr. Justice Stone.

George S. Beadle, Petitioner, vs. Alfred Spencer. — On writ of certiorari to the Supreme Court of the State of California.

676

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs, and interest, until paid, at the same rate per annum that similar judgments bear in the courts of the State of California.

Per Mr. Justice Stone.

International Business Machines Corporation, Appellant, vs. The United States of America. — Appeal from the District Court of the United States for the Southern District of New York.

758

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Stone.

Mr. Justice Roberts took no part in the consideration or decision of this case.

The United States of America, The Interstate Commerce Commission, and the Oregon Short Line Railroad Company, Appellants,

420 vs.

The State of Idaho, and J. D. Rigney, et al., Constituting and as the Public Utilities Commission of the State of Idaho.

Appeal from the District Court of the United States for the District of Utah.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Utah, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Brandeis.

Frank T. Hines, Administrator of Veterans' Affairs (United States Veterans' Administration), Petitioner,

659 vs.

Minnie Stein, as Guardian of the Estate of Edmund J. Stein, a Weak-Minded Person.

On writ of certiorari to the Superior Court at Pittsburgh, State of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Superior Court at Pittsburgh, State of Pennsylvania, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Superior Court, in this cause be, and the same is hereby, affirmed.

Per Mr. Justice McReynolds.

Chicago Great Western Railroad Company, Petitioner,
696 vs.
Mary Rambo, as Administratrix of the Estate of Roy C. Rambo, Deceased.

On writ of certiorari to the Supreme Court of the State of Minnesota.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice McReynolds.

Mr. Justice Brandeis took no part in the consideration or decision of this case.

St. Joseph Stock Yards Company, Appellant,
497 vs.
The United States of America and the Secretary of Agriculture.

Appeal from the District Court of the United States for the Western District of Missouri.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Missouri, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Hughes.

Concurring: Mr. Justice Brandeis, Mr. Justice Stone, Mr. Justice Roberts, and Mr. Justice Cardozo.

The Chief Justice announced the following orders of the Court:

H. M. Brown, Appellant,
867 vs.
The State of South Carolina.

Appeal from the Supreme Court of the State of South Carolina.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of South Carolina, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a final judgment.

Per Mr. Chief Justice Hughes.

J. Harry Miles and Frank L. Moore,
Appellants,
869 vs.
Department of Treasury of the State of Indiana, et al.

Appeal from the Supreme Court of the State of Indiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Indiana, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed upon the ground that the appellants have failed to show any interest entitling them to invoke the protection of the Federal Constitution.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

In re: Disbarment of Joseph M. Fitzgerald.

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O R D E R.

It having been shown to the Court that Joseph M. Fitzgerald, of Scottsbluff, Nebraska, a member of the bar of this Court, has been disbarred from the practice of the law by the Supreme Court of the State of Nebraska,

And it appearing that by order of March 16, 1936, this Court suspended the said Joseph M. Fitzgerald from the practice of law in this Court and directed that a rule issue requiring him to show cause, under Rule 2, why he should not be disbarred from the further practice of the law in this Court,

And it appearing that said rule was duly issued and served upon the respondent, and the return day of the rule having passed and no return or answer to the rule having been filed by or in behalf of the respondent,

It is now here ordered that Joseph M. Fiztgerald be, and he is hereby, disbarred, and that his name be stricken from the roll of attorneys admitted to practice in this Court.

Per Mr. Chief Justice Hughes.

The Sugar Institute, Inc., et al.,

Appellants,

268 vs.

The United States of America.

On consideration of the motion to require appellants to pay the cost of printing exhibits and supplemental record,

It is ordered by this Court that the said cost be divided equally between the appellants and the appellee.

Per Mr. Chief Justice Hughes.

Mountain States Power Company,

Appellant,

957 vs.

Public Service Commission of Montana, et al., and

Mountain States Power Company,

Appellant,

957 vs.

Public Service Commission of Montana, et al.

On consideration of the application for an injunction pending the appeals herein,

It is ordered by this Court that the said application be, and the same is hereby, set for oral argument on Monday, May 4th, next.

Per Mr. Chief Justice Hughes.

John Jobissy, Petitioner,

905 vs.

Thomas H. Murphy, Warden of Clinton Prison, et al.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Jobissy, Petitioner,

905 vs.

Thomas H. Murphy, Warden of Clinton Prison, Dannemora, New York, et al.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Michael I. Kustoff, Petitioner,

914 vs.

State Bar of California.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Michael I. Kustoff, Petitioner,

914 vs.

State Bar of California.

On petition for writ of certiorari to the Supreme Court of the State of California.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Simeon Cabanero and Luis Mangornong,

et al., Petitioners,

841 vs.

Ramon Torres, as Secretary of Labor, et al.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Simeon Cabanero and Luis Mangornong, et al., Petitioners,
841 vs.
Ramon Torres, as Secretary of Labor, et al.

On petition for writ of certiorari to the Supreme Court of the Commonwealth of the Philippines.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the Commonwealth of the Philippines, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harry A. Gorson, Petitioner,
932 vs.
The State of North Carolina, ex rel. The Attorney General of North Carolina.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harry A. Gorson, Petitioner,
932 vs.
The State of North Carolina, ex rel. The Attorney General of North Carolina.

On petition for writ of certiorari to the Supreme Court of the State of North Carolina.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of North Carolina, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jesse C. Duke, Petitioner,

882 vs.

The Committee on Grievances of the Supreme Court of the District of Columbia, et al.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jesse C. Duke, Petitioner,

882 vs.

The Committee on Grievances of the Supreme Court of the District of Columbia, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Great Northern Railway Company, Appellant,

878 vs.

State of Washington.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

State Board of Equalization of the State of California, et al., Appellants,

887 vs.

Young's Market Company, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Pick Manufacturing Company, Petitioner, — Order allowing certiorari.

837 vs.

General Motors Corporation, Chevrolet Motor Company and Buick Motor Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Mechanics Universal Joint Company and Grace Ekstrom, Administratrix of the Estate of Eric S. Ekstrom, Deceased, Petitioners, — Order allowing certiorari.

853 vs.

A. B. Culhane, Receiver of the Manufacturers National Bank and Trust Company of Rockford, Illinois, etc.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

M. J. Pupahl, as Receiver of the Austin National Bank of Chicago, Petitioner, — Order allowing certiorari.

864 vs.

Estate of Elvira J. Parks, Deceased.

The petition herein for a writ of certiorari to the Appellate Court of the State of Illinois, 1st District, is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Baxter N. Foust, Administrator, etc., Petitioner,

877 vs.

Munson Steamship Lines, Debtor in Reorganization.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

M. G. Norton, Petitioner,

794 vs.

Lyon Van & Storage Co., California Fireproof Storage Company, J. W. Cameron and W. J. Burns.

On petition for writ of certiorari to the District Court of Appeal of the State of California, 2nd Appellate District, Division 2.

On consideration of the petition for a writ of certiorari herein to the District Court of Appeal of the State of California, 2nd Appellate District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

County of Westchester, Petitioner,

807 vs.

Montrose Contracting Company, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cinema Patents Company, Inc., Petitioner, vs. Columbia Pictures Corporation and William Horsley Film Laboratories, Inc.

815

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. H. Norton, et ux., Petitioners, vs. Braniff Investment Co., et al.

820

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

London Shoe Company, Inc., Petitioner, vs. Commissioner of Internal Revenue.

823

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Leonard P. Walsh, Petitioner,
827 vs.
Anna Rosenberg.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William M. Robinson, Petitioner,
833 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. E. Carnahan, Petitioner,
839 vs.
Missouri-Kansas-Texas Railway Company.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Adamowicz, Benjamin Adamowicz, and Bronislaw Adamowicz, Petitioners,
840 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis Piquett, Petitioner,
846 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Equitable Life Assurance Society of the United States, Petitioner,
852 vs.
F. W. Salmen.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wong Shong Been, Petitioner,
803 vs.
Marie A. Proctor, as Commissioner of Immigration at the Port of Seattle, Washington.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harold H. Henneford, et al., Tax Commissioners Composing the Tax Commission of the State of Washington, et al.,
Petitioners,
826 vs.
Paramount Pictures Distributing Co., Inc., et al.

On petition for writ of certiorari to the Supreme Court of the State of Washington.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Washington, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Moses Landau, Petitioner,
830 vs.
The United States Attorney for the Southern District of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

N. C. Outlaw, Petitioner,
831 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fidelity and Deposit Company of Maryland, Petitioner,
832 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

City National Bank of Clinton, Iowa, and United States Fidelity & Guaranty Company, Petitioners,
848 vs.
Gus Flood.

On petition for writ of certiorari to the Supreme Court of the State of Iowa.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Iowa, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George A. Peak, Petitioner, vs. Commissioner of Internal Revenue. 855

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Maryland Casualty Company, Petitioner, vs. Harold A. Moore, as Trustee. 861

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Max L. Simon, Petitioner, vs. State of New Jersey. 868

On petition for writ of certiorari to the Court of Errors and Appeals of the State of New Jersey.

On consideration of the petition for a writ of certiorari herein to the Court of Errors and Appeals of the State of New Jersey, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

M. S. Hawkins and L. H. Windholz, as Receivers of Norfolk Southern Railroad Company, et al., Petitioners,
870 vs.
The Railroad Credit Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

M. S. Hawkins and L. H. Windholz, as Receivers of Norfolk Southern Railroad Company, et al., Petitioners,
871 vs.
The Railroad Credit Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Claude Emerson Du Vall, Petitioner,
873 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Zurich General Accident & Liability Insurance Company, Ltd., Petitioner,
875 vs.
Lexie Daffern.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Phillips Petroleum Company, et al., Appellants,
386 vs.
R. O. Jenkins.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. G. Triplett, et al., Petitioners,
388 vs.
Percival D. Lowell, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

M. D. Chandler, Receiver, etc., Petitioner,
583 vs.
John Peketz.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles A. Blume, Petitioner,

733 vs.

The United States.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Loeb L. Cossack, Petitioner,

865 vs.

The United States of America.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

O R D E R.

It is ordered that the call of the docket be suspended for the Term upon the conclusion of the arguments in the cases on call for today and those assigned for April 28th and that the Court will then take a recess until Monday, May 18th and from that day as may be ordered.

Per Mr. Chief Justice Hughes.

Fred O. Morgan, doing business as Fred O. Morgan Sheep Commission Company, et al.,

Appellants,

686 vs.

The United States of America, et al.

Motion to substitute New Amsterdam Casualty Company as a party appellant in the place and stead of Harry J. Kennaley submitted by Mr. Challen B. Ellis in that behalf.

Frederick L. Morehead, as Warden, etc.,

Petitioner,

838 vs.

People ex rel. Joseph Tipaldo.

Motion of Towel & Napkin Launderers' Association, Inc., and Interborough Coat & Apron Supply Association, Inc., for leave to file brief as amici curiae submitted by Mr. George X. Levine and the motion denied.

Premier-Pabst Sales Company, Appellant,

745 vs.

Walter T. Grosscup, et al.

Argument commenced by Mr. M. J. Donnelly for the appellant and continued by Mr. C. J. Lynch, Jr., for the appellant. The Court declined to hear further argument.

Henry A. Wallace, Secretary of Agriculture, et al., Petitioners,

747 vs.

Arthur W. Cutten.

Argument commenced by Mr. Wendell Berge for the petitioners. The Court declined to hear further argument.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

TUESDAY, APRIL 28, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Fred C. Gilchrist, It is ordered that J. S. Whitney, Esquire, of Storm Lake, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Marvin Jones, It is ordered that Wales H. Madden, Esquire, of Amarillo, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that Charles Donald Ellison, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Carl E. Mapes, It is ordered that Wm. W. Blackney, Esquire, of Flint, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard N. Elliott, It is ordered that J. Ashley Mason, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Claude R. Porter, It is ordered that Joseph H. Hays, Esquire, of Chicago, State of Illinous, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Claude R. Porter, It is ordered that Amos M. Mathews, Esquire, of Sioux City, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry B. Morrow, It is ordered that Joseph Swart, Esquire, of Buffalo, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that Welcome W. Bender, Esquire, of Elizabeth, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph H. Hudson, It is ordered that Oliver S. Titcomb, Esquire, of Providence, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Augustine Lonergan, It is ordered that Howard K. James, Esquire, of Alameda, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James A. Cobb, It is ordered that Harry J. Finkelstein, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. U. Bon Geaslin, It is ordered that Chas. D. Long, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by R. C. Fulbright, It is ordered that R. Gibson Taylor, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward M. Reidy, It is ordered that Paul R. Naefe, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Northcutt Ely, It is ordered that Charles M. Goetz, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lucien H. Boggs, It is ordered that Donald Conrad McGovern, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. Regis Noel, It is ordered that Milton G. Schancupp, Esquire, of Lansing, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

State of Arizona, Complainant,

—, Original. vs.

State of California, et al.

Three hours allowed for oral argument.

Argument commenced by Mr. James R. Moore for the complainant; continued by Mr. William W. Ray for the defendants, State of Colorado, et al.; by Mr. Phil D. Swing for the defendants, State of California, et al.; and concluded by Mr. James R. Moore for the complainant.

Frederick L. Morehead, as Warden,

etc., Petitioner,

838 vs.

People ex rel. Joseph Tipaldo.

Argument commenced by Mr. Henry Epstein for the petitioner; continued by Mr. Dean G. Acheson for the States of Connecticut, Illinois, Massachusetts, New Hampshire, New Jersey, and Rhode Island, as amici curiae, by special leave of court; and by Mr. Arthur Levitt for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mrs. Charlotte A. Hankin, It is ordered that Miss Margaret Clarke Hunt, Of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward Seaburn Brashears, It is ordered that A. Lane Cricher, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Earl C. Michener, It is ordered that Joseph C. Hooper, Esquire, of Ann Arbor, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edgar Bronson Tolman, It is ordered that Edward H. Hammond, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Bricker, It is ordered that John K. Evans, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Linton M. Collins, It is ordered that Lowell E. Gay, Esquire, of Zanesville, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Frederick L. Morehead, as Warden, etc., Petitioner,

838 vs.

People ex rel. Joseph Tipaldo.

Argument continued by Mr. Nathan L. Miller for the respondent and concluded by Mr. Henry Epstein for the petitioner.

C. L. Ashton, et al., Petitioners,

859 vs.

Cameron County Water Improvement District No. One.

Argued by Mr. Palmer Hutcheson for the petitioners, and by Mr. David M. Wood and Mr. W. B. Lewis for the respondent.

Fred O. Morgan, Doing Business as Fred O.

Morgan Sheep Commission Company, et al., Appellants,

686 vs.

The United States of America, et al.

Argument commenced by Mr. Frederick H. Wood for the appellants.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. N. L. Bachman, It is ordered that Claude B. Stephenson, Esquire, of Centerville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ernest F. Mechlin, It is ordered that James McCormick Mitchell, Esquire, of Buffalo, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Northcutt Ely, It is ordered that Joseph Walter Bingham, Esquire, of Palo Alto, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton H. Evans, It is ordered that Roger D. Branegin, Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles F. Miller, Jr., It is ordered that William R. Glisson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John F. Finerty, It is ordered that David Ziskind, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter F. Barlow, It is ordered that Angelo Piranio, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles F. Baker, It is ordered that Perlie P. Fallon, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Roberts, It is ordered that Thos. D. Goode, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wendell Berge, It is ordered that J. Stephen Doyle, Jr., Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Fred O. Morgan, Doing Business as Fred O.
Morgan Sheep Commission Company, et al.,
Appellants,
686 vs.
The United States of America, et al.

Argument continued by Mr. Frederick H. Wood for the appellants; by Mr. Assistant Attorney General Dickinson for the appellees; and concluded by Mr. John B. Gage for the appellants.

Howard Morf, Doing Business under the firm
name and style of Pacific Wholesale Automo-
bile Company, Appellant,
772 vs.
John D. Bingaman, Commissioner, etc.; and

United States Fidelity and Guaranty Com-
pany, Appellant,
898 vs.
John D. Bingaman, Commissioner, etc.

Argument commenced by Mr. Ralph K. Pierson for the appellants; and continued by Mr. George E. Remley for the appellants, and by Mr. Quincy D. Adams for the appellee.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.

Frank K. Green, Esquire, Marshal,

Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. N. L. Bachman, It is ordered that A. Harry Moore, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. N. L. Bachman, It is ordered that Maurice J. Cronin, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Warren Madden, It is ordered that Benedict Wolf, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William B. Greeley, It is ordered that John R. Brook, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William B. Greeley, It is ordered that James W. Donoghue, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that William Alexander Ekwall, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Chas. L. South, Esquire, of Coleman, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Abbot P. Mills, It is ordered that J. Malcolm Strelitz, Esquire, of Marion, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert E. Lynch, It is ordered that Warren W. Grimes, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ambrose L. O'Shea, It is ordered that Paul N. Critchlow, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James J. Lenihan, It is ordered that Thos. H. Creighton, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert P. Davis, It is ordered that James Barnes Boyer, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ugo Carusi, It is ordered that Mrs. Elisabeth Prender Buchanan, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, andshe was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wall Doxey, It is ordered that W. E. Morse, Esquire, of Jackson, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ugo Carusi, It is ordered that George Walter Smith, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ugo Carusi, It is ordered that Handley Lamar Henderson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert H. Jackson, It is ordered that Loring W. Post, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert H. Jackson, It is ordered that Berryman Green, Esquire, of Norfolk, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Howard Morf, Doing business under the firm name and style of Pacific Wholesale Automobile Company, Appellant,

772 vs.

John D. Bingaman, Commissioner, etc.; and

United States Fidelity and Guaranty Company, Appellant,

898 vs.

John D. Bingaman, Commissioner, etc.

Argument continued by Mr. Quincy D. Adams for the appellee and concluded by Mr. Frank H. Patton for the appellee.

Corinne S. Koshland, Petitioner,

774 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

Argued by Mr. John C. Altman for the petitioner and by Mr. Assistant Attorney General Jackson for the respondent.

Duplate Corporation and Pittsburgh Plate Glass Company, Petitioners,

767 vs.

Triplex Safety Glass Company of North America; and

Duplate Corporation and Pittsburgh Plate Glass Company, Petitioners,

768 vs.

Triplex Safety Glass Company of North America.

Argument commenced by Mr. William Watson Smith for the petitioners, and continued by Mr. A. L. O'Shea for the respondent.

Proclamation being made the Court is adjourned until Monday, next, at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Max O'Rell Truitt, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Charles T. Corey, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Samuel S. Levine, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis W. McKernan, It is ordered that Thomas A. Quinn, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Riley J. Wilson, It is ordered that Cleveland Dear, Esquire, of Alexandria, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roger O'Donnell, It is ordered that Aaron Harry Crowell, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John T. Barker, It is ordered that Mary Redmond, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Karl D. Loos, It is ordered that Arthur Vollmer, Esquire, of Port Angeles, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas J. Tingley, It is ordered that Bernard H. Conn, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that Edwin R. McNeill, Esquire, of Pawnee, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dale D. Drain, It is ordered that James M. Ross, Esquire, of Manila, Commonwealth of the Philippines, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Rush L. Holland, It is ordered that Carrington T. Marshall, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mrs. Mabel Walker Willebrandt, It is ordered that J. Paul St.Sure, Esquire, of Oakland, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edgar Bronson Tolman, It is ordered that Russell Jay McCaughey, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles M. Trammell, It is ordered that Luther W. Tatge, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following order of the Court:

James Dean Collins, Appellant, vs. Helene Streitz. — Appeal from the Supreme Court of the State of Arizona.

921

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Arizona, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of properly presented substantial Federal questions.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

Ex Parte: Basil H. Pollitt, Petitioner.

—, Original.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. S. Belt, Petitioner,

947 vs.

Fred G. Zerbst, Warden of the United States Penitentiary, at Leavenworth, Kansas.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. S. Belt, Petitioner,

947 vs.

Fred G. Zerbst, Warden of the United States Penitentiary, at Leavenworth, Kansas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

F. A. Werk, et al., Appellants,

946 vs.

The Lorain Street Savings and

Trust Company, et al.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Essex Razor Blade Corporation, Petitioner,

879 vs. Order allowing certiorari.

Gillette Safety Razor Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Sun-Maid Raisin Growers of California, Petitioner, On petition for writ of certiorari

851 vs. to the United States Circuit Court of Appeals for the Ninth Circuit.

California Packing Corporation.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

City of Dallas, Petitioner,
860 vs.
George Gardner, as Trustee in Bankruptcy of Edwin Carewe.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George E. Brimmer, Petitioner,
862 vs.
Union Oil Company of California.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The West Missouri Power Company, Petitioner,
863 vs.
The City of Washington, Washington County, Kansas, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Whitney Realty Company, Ltd., Katherine D. Douglas, Adelaide McCreery Remick, et al., Petitioners,
876 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jerome Rosenberg and Leslie Lester, as Receiver, Petitioners,
880 vs.
The United States of America and Guaranty Trust Company of New York and George J. Bauman, as Trustees.

On petition for writ of certiorari to the Surrogates' Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Surrogates' Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Duke Power Company and Southern Public Utilities Company, Petitioners,
881 vs.
South Carolina Tax Commission.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Houbigant, Inc., Petitioner, — On petition for writ of certiorari
884 vs. — to the United States Circuit Court
Commissioner of Internal Revenue. — of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Metro-Goldwyn Pictures Corporation, — On petition for writ of certiorari
et al., Petitioners, — to the United States Circuit Court
890 vs. — of Appeals for the Second Circuit.
Edward Sheldon and Margaret Ayer Barnes.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Uproar Company, Petitioner, — On petition for writ of certiorari
892 vs. — to the United States Circuit Court
National Broadcasting Company — of Appeals for the First Circuit.
and the Texas Company.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Murray Baldwin, Individually, et al., Executors of the Estate of Janet Baldwin, Deceased, Petitioners,
915 vs.
National Savings and Trust Company, Trustee, etc., et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guaranty Trust Company of New York, Petitioner,
952 vs.
Joseph C. Monier and Clifford M. Story, Co-partners Formerly Doing Business Under the Firm Name and Style of R. H. Hooper & Co., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Atlantic Coast Line Railroad Company, Petitioner,
791 vs.
Commissioner of Internal Revenue; and

Carolina, Clinchfield and Ohio Railway, Petitioner,
792 vs.
Commissioner of Internal Revenue.

A petition for rehearing having been filed in these cases,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The C. M. Kemp Manufacturing Company,

Petitioner,

901 vs.

William F. Hoeltke.

Motion for leave to file brief of General Motors Corporation, Ford Motor Company, and others, as amici curiae submitted by Mr. Thomas Francis Howe in that behalf.

The State of Nebraska, Complainant,

13, Original. vs.

The State of Wyoming, et al.

Answer and cross-bill of the State of Colorado presented.

Jesse E. Smith, Collector of Revenue of Greene County, Missouri, et al.,

872 vs.

The Ajax Pipe Line Company.

Motion to bring up the entire record and cause submitted by Mr. L. G. Owen and Mr. Charles F. Newman for The Ajax Pipe Line Company.

Duplate Corporation, et al., Petitioners,

767 vs.

Triplex Safety Glass Company of North America; and

Duplate Corporation, et al., Petitioners,

768 vs.

Triplex Safety Glass Company of North America.

Argument continued by Mr. A. L. O'Shea for the respondent and concluded by Mr. William Watson Smith for the petitioner.

Henry C. Hill, Warden, etc.,

847 vs.

The United States ex rel. Thomas M. Wampler.

Argued by Mr. Gordon Dean for Hill, Warden, etc., and by Mr. Robert E. Lynch for Wampler.

Mountain States Power Company, Appellant,

956 vs.

Public Service Commission of Montana, et al.; and

Mountain States Power Company, Appellant,

957 vs.

Public Service Commission of Montana, et al.

Argued on motion for injunction pending appeal by Mr. Hance H. Cleland for the appellant, and by Mr. A. H. Angstman for the appellees.

Mountain States Power Company, Appellant,

956 vs.

Public Service Commission of Montana, et al.; and

Mountain States Power Company, Appellant,

957 vs.

Public Service Commission of Montana, et al.

The motion for injunction pending appeal is granted upon condition that the impounding be continued, as provided by the restraining order in the court below and that bond be given in the same amount as therein provided. The order to be settled on notice. Mr. Justice Brandeis dissents.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until Monday, May 18, next, at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Robert Crosser, It is ordered that Lody Huml, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Burton K. Wheeler, It is ordered that Edward C. Maguire, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard B. Russell, Jr., It is ordered that Cecil R. Hall, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tilman B. Parks, It is ordered that Leon B. Catlett, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Seth W. Richardson, It is ordered that Henderson Arlo Melville, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Geo. H. Hill, Jr., Esquire, of Tupelo, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Samuel H. Sabin, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tilman B. Parks, It is ordered that Orville L. Hubbard, Esquire, of Dearborn, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tilman B. Parks, It is ordered that John L. Mokersky, Esquire, of Inkster, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Daniel Thew Wright, It is ordered that Frederick S. Kellogg, Esquire, of Montclair, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry W. Blair, It is ordered that Newell Blair, Esquire, of Joplin, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Joseph Sahagen, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William P. McCracken, It is ordered that James W. Paramore, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. McPherren, It is ordered that M. Tench Tilghman, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dozier A. DeVane, It is ordered that John D. Harris, Esquire, of St. Petersburg, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Herman Marx, It is ordered that Michael G. Alenick, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lloyd B. Harrison, It is ordered that Edner Clyde Algire, Esquire, of Silver Spring, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Herman Marx, It is ordered that Louis Bendy, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert B. Hardison, It is ordered that Marvin Franklin Bischoff, Esquire, of Bowie, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Thomas Homer Davis, Esquire, of Topeka, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Millan, It is ordered that Mabel Benson Sakis, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Irving J. Levy, It is ordered that Sydney Ehrlich, Esquire, of East Falls Church, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Boykin C. Wright, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Golden W. Bell, It is ordered that Harry M. Creech, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Golden W. Bell, It is ordered that Alfred Aram, Esquire, of San Jose, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore A. Hostetler, It is ordered that John Russell Juten, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred W. Catlett, It is ordered that Carl E. Croson, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Andrew Wilson, It is ordered that Rawleigh Lewis Tremain, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph Eugene Keller, It is ordered that Joseph L. Heffernan, Esquire, of Youngstown, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur H. Diebert, It is ordered that Frank Steinberg, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William S. Hodges, It is ordered that Abraham J. Rydick, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William S. Hodges, It is ordered that Howard P. Guthery, Esquire, of Marion, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore A. Mostetler, It is ordered that Richard Rollo Trexler, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roger O'Donnell, It is ordered that Katheryn M. Doherty, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Herman H. Phleger, It is ordered that J. Garner Anthony, Esquire, of Honolulu, Territory of Hawaii, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Walsh, It is ordered that Edward J. Farrelly, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wayne C. Williams, It is ordered that Clyde H. Stewart, Esquire, of Delta, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren E. Miller, It is ordered that Francis M. R. Redfern, Esquire, of Adelphi, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren E. Miller, It is ordered that Louis M. Day, Esquire, of Chillicothe, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that William R. Walsh, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis E. Spiegler, It is ordered that Henry M. Gretsch, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas J. Tingley, It is ordered that Edwin M. Sturtevant, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Homer L. McCormick, It is ordered that Tracy E. Herrick, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas J. Tingley, It is ordered that Clyde T. Warren, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank L. Pinola, It is ordered that Charles J. Bufalino, Esquire, of Pittston, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank L. Pinola, It is ordered that Nathan Hyman, Esquire, of Wilkes Barre, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Bank, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Coombe, It is ordered that Howard Gwin, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dwight L. Savage, It is ordered that Leonard C. Carson, Esquire, of Tulsa, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Duplate Corporation and Pittsburgh Plate Glass Company, Petitioners, vs. Triplex Safety Glass Company of North America. 767

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, modified as provided in the opinion of this Court, and, as so modified, affirmed, costs in this Court to be divided equally between the parties.

And it is further ordered that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Mr. Justice Van Devanter took no part in the consideration of decision of this case.

Duplate Corporation and Pittsburgh Plate Glass Company, Petitioners,
768 vs.
Triplex Safety Glass Company of North America.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, modified as provided in the opinion of this Court, and, as so modified, affirmed, costs in this Court to be divided equally between the parties.

And it is further ordered that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Mr. Justice Van Devanter took no part in the consideration or decision of this case.

Henry C. Hill, Warden, United States Northeastern Penitentiary,
847 vs.
The United States ex rel. Thomas M. Wampler.

On a certificate from the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is the opinion of this Court that the provision in the commitment for imprisonment for nonpayment of fine and costs which was inserted by the Clerk but not included in the sentence orally pronounced by the Judge is void; that the second question certified must be answered "No"; and that the third question certified must be answered "Yes".

Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Justice Cardozo.

The Bassick Manufacturing Company, Petitioner, vs. The R. W. Hollingshead Company. — On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

23

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Tennessee.

Per Mr. Justice Roberts.

The Chief Justice took no part in the consideration or decision of this case.

G. S. Rogers, Doing business as Rex Duplex Fitting Company, and R. W. Dusenberry, Petitioners, vs. Alemite Corporation. — On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

31

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

The Chief Justice took no part in the consideration or decision of this case.

C. H. Acker, Doing Business as C. H. Acker & Company, et al., Appellants, vs. The United States of America, Henry A. Wallace, Secretary of Agriculture, et al.

655

Appeal from the District Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Illinois, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Roberts.

United States of America, et al., Appellants, vs. J. M. Corrick and L. J. Keleher, a Partnership Doing Business as Adams, Corrick & Keleher, et al.

656

Appeal from the District Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Illinois, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court with directions to dismiss the bill.

Per Mr. Justice Roberts.

Corinne S. Koshland, Petitioner,
774 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Dissenting: Mr. Justice Stone and Mr. Justice Cardozo.

Howard Morf, Doing Business Under the Firm Name and Style of Pacific Wholesale Automobile Company, Appellant,
772 vs.
John D. Bingaman, Commissioner of Revenue for the State of New Mexico.

Appeal from the District Court of the United States for the District of New Mexico.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of New Mexico, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Stone.

United States Fidelity and Guaranty Company, Appellant,
898 vs.
John D. Bingaman, Commissioner of Revenue for the State of New Mexico.

Appeal from the District Court of the United States for the District of New Mexico.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of New Mexico, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Stone.

The Baltimore and Ohio Railroad Company, The Pennsylvania Railroad Company, The Richmond, Fredericksburg and Potomac Railroad Company, et al., Appellants,
312 vs.
The United States of America, Interstate Commerce Commission, Atlantic Coast Line Railroad Company, et al.

Appeal from the District Court of the United States for the Eastern District of Virginia.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Virginia, and was argued by counsel.

On consideration whereof, It is ordered, adjudged and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Butler.

Concurring opinion by Mr. Justice Brandeis in which Mr. Justice Stone, Mr. Justice Roberts, and Mr. Justice Cardozo join.

Bibb Graves, as Governor of the State of Alabama, et al., etc., Appellants, vs. The Texas Company. — Appeal from the District Court of the United States for the Middle District of Alabama.

727

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Middle District of Alabama, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Butler.

Dissenting opinion by Mr. Justice Cardozo in which Mr. Justice Brandeis joins.

Mr. Justice Stone took no part in the consideration or decision of this case.

James Walter Carter, Petitioner, vs. Carter Coal Company, George L. Carter, as Vice President and a Director of said Company, et al. — On writ of certiorari to the United States Court of Appeals for the District of Columbia.

636

This cause came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, which cause was brought into this Court before hearing and decision in the said Court of Appeals, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the Supreme Court of the District of Columbia, in this cause, be, and the same is hereby, reversed, costs to be taxed against the defendants other than Guy T. Helvering, Clarence C. Keiser, John B. Colpoys, Homer S. Cummings, Stanley Reed and Leslie C. Garnett.

And it is further ordered that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

Separate opinion by Mr. Chief Justice Hughes.

Dissenting opinion by Mr. Justice Cardozo in which Mr. Justice Brandeis and Mr. Justice Stone join.

Guy T. Helvering, et al., Petitioners,
651 vs.
James Walter Carter, et al.

On writ of certiorari to the United States Court of Appeals for the District of Columbia.

This cause came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, which cause was brought into this Court before hearing and decision in the said Court of Appeals, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the Supreme Court of the District of Columbia on the cross writ of certiorari, in this cause, be, and the same is hereby, affirmed, costs to be taxed against the defendants other than Guy T. Helvering, Clarence C. Meiser, John B. Colpoys, Homer S. Cummings, Stanley Reed and Leslie C. Garnett.

And it is further ordered that this cause be, and the same is hereby, remanded to the said Supreme Court.

Per Mr. Justice Sutherland.

Separate opinion by Mr. Chief Justice Hughes.

Mr. Justice Brandeis, Mr. Justice Stone, and Mr. Justice Cardozo concur in the result.

R. C. Tway Coal Company, Kentucky Cardinal Coal Corporation, Harlan-Wallins Coal Corporation, et al., Petitioners,
649 vs.
Selden R. Glenn, Individually, and as Collector of Internal Revenue for the District of Kentucky.

On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, which cause was brought into this Court before hearing and decision in the said Circuit Court of Appeals, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the District Court of the United States for the Western District of Kentucky, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

Dissenting opinion by Mr. Justice Cardozo in which Mr. Justice Brandeis, and Mr. Justice Stone join.

Separate opinion by Mr. Chief Justice Hughes.

R. C. Tway Coal Company, R. C. Tway, President and Director of R. C. Tway Coal Company, et al., Petitioners, vs. C. H. Clark. On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

650

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, which cause was brought into this Court before hearing and decision in the said Circuit Court of Appeals, and was argued by counsel.

On consideration whereof, It is ordered, adjudged and decreed by this Court that the decree of the District Court of the United States for the Western District of Kentucky, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

Dissenting opinion by Mr. Justice Cardozo in which Mr. Justice Brandeis and Mr. Justice Stone join.

Separate opinion by Mr. Chief Justice Hughes.

Lincoln L. McCandless and Elizabeth J. McCandless, His Wife, Petitioners, vs. The United States of America. On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

552

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Territory of Hawaii for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

Premier-Pabst Sales Company, Appellant, vs. Walter T. Grosscup, W. Worrell Wagner and Leo A. Crossen, Constituting the Pennsylvania Liquor Control Board, et al. — Appeal from the District Court of the United States for the Eastern District of Pennsylvania.

745

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Pennsylvania, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brandeis.

Henry A. Wallace, Secretary of Agriculture, et al., Petitioners, vs. Arthur W. Cutten. — On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

747

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Brandeis.

Compagnie Generale Transatlantique, Petitioner,
6 vs.
Philip Elting, Collector of Customs, Port of New York.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for a new trial.

Per Mr. Justice Van Devanter.

Hamburg-American Line, Petitioner,
7 vs.
Philip Elting, Collector of Customs, Port of New York.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for a new trial.

Per Mr. Justice Van Devanter.

Paul V. McNutt, Governor of the State of Indiana, et al., Appellants, vs. General Motors Acceptance Corporation of Indiana, Inc.

709

Appeal from the District Court of the United States for the Southern District of Indiana.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Indiana, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court with directions to dismiss the bill of complaint for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration and decision of this case.

Paul V. McNutt, Governor of the State of Indiana, et al., Appellants, vs. McHenry Chevrolet Co., Inc.

710

Appeal from the District Court of the United States for the Southern District of Indiana.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Indiana, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court with directions to dismiss the bill of complaint for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration and decision of this case.

Wheeling Steel Corporation, Appellant,
663 vs.
Fred L. Fox, State Tax Commissioner of West Virginia, and Karl G. Sailer, Assessor of Ohio County, West Virginia.

Appeal from the Circuit Court of Ohio County, State of West Virginia.

This cause came on to be heard on the transcript of the record from the Circuit Court of Ohio County, State of West Virginia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court of Ohio County, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

Jesse E. Smith, Collector of Revenue of Greene County, Missouri, et al.,
872 vs.
The Ajax Pipe Line Company.

On consideration of the motion to bring up the entire record and cause herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jesse E. Smith, Collector of Revenue of Greene County, Missouri, et al., vs. The Ajax Pipe Line Company. 872

On certificate from the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Eighth Circuit, and was duly submitted on motion to bring up the entire record and cause,

On consideration whereof, It is ordered by this Court that the certificate herein be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Ex Parte: Axel Hagman, Petitioner.
—, Original.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: Daisy C. Tegtmeyer, Petitioner.
—, Original.

On consideration of the application for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said application be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: Lloyd Rubin, Petitioner.
—, Original.

On consideration of the application for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said application be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: William Fox, Petitioner.

—, Originals.

On consideration of the motion for leave to file a petition for writs of certiorari herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Vermont, Complainant,

2, Original. vs.

The State of New Hampshire.

On consideration of the application of the State of Vermont and the State of New Hampshire for the appointment of a Special Commissioner to locate and mark additional points on the boundary between the two States,

It is ordered by this Court that the said application be, and the same is hereby, granted; and that Samuel S. Gannett be, and he is hereby, appointed Special Commissioner for the purpose of locating and marking additional points on the boundary as prayed in said application.

Per Mr. Chief Justice Hughes.

State of Nebraska, Complainant,

13, Original. vs.

State of Wyoming.

The answer and cross bill of the State of Colorado is ordered to be filed and leave is granted the States of Nebraska and Wyoming to answer within 60 days.

Per Mr. Chief Justice Hughes.

The C. M. Kemp Manufacturing Company,

Petitioner,

901 vs.

William F. Hoeltke.

On consideration of the motion of counsel for the General Motors Corporation and others for leave to file brief as amici curiae in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Prudence Company, Petitioner,

270 vs.

Fidelity and Deposit Company of Maryland and

American Bonding Company of Baltimore.

It is ordered that the mandate of this Court in the above entitled cause on file in the District Court of the United States for the Southern District of New York be, and the same is hereby, recalled; and that said mandate be amended so as to give petitioner recovery for additional costs in the sum of $908.40, being the expenses incurred in furnishing records for the use of this Court.

Per Mr. Chief Justice Hughes.

Hans Lindh and Effie Lindh, His Wife,

Petitioners,

951 vs.

Booth Fisheries Corporation.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hans Lindh and Effie Lindh, His Wife, Petitioners, 951 vs. Booth Fisheries Corporation. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anna D. Moyerman, Petitioner,

994 vs.

Gifford N. Hale, Trustee, etc.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anna D. Moyerman, Petitioner,

994 vs.

Gifford N. Hale, Trustee of the Estate of Etta G. Bloome, Trading as International Merchandising Company, Bankrupt.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cindrella Davis, Administratrix, etc.,

Petitioner,

999 vs.

Joseph Ruzicka.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cindrella Davis, Administratrix of the Estate of Frederick Davis, Deceased, Petitioner, vs. Joseph Ruzicka. 999

On petition for writ of certiorari to the Court of Appeals of the State of Maryland.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of Maryland, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mountain States Power Company, Appellant, vs. Public Service Commission of Montana, et al.; and 956

Mountain States Power Company, Appellant, vs. Public Service Commission of Montana, et al. 957

In these cases probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The Atlantic Refining Company, Appellant, vs. Commonwealth of Virginia. 961

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

William Fox, Petitioner,

894 vs. Order allowing certiorari.

Capital Company, a California Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

A writ of certiorari is granted to review the order of the United States Circuit Court of Appeals for the Second Circuit of March 5, 1936, dismissing the appeal from the order of the United States District Court for the Southern District of New York, entered on February 20, 1936, limited to the question of the jurisdiction of the Circuit Court of Appeals.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

James B. Gully, State Tax Collector for the State of Mississippi, Petitioner,

911 vs. Order allowing certiorari.

First National Bank in Meridian.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted, limited to the question of the jurisdiction of the District Court.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Algernon S. Schafer, Petitioner,
895 vs.
Guy T. Helvering, Commissioner
of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Edward Schafer, Petitioner,
896 vs.
Guy T. Helvering, Commissioner
of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Leonard Schafer, Petitioner,
897 vs.
Guy T. Helvering, Commissioner
of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
903 vs.
Illinois Life Insurance Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

KVOS, Inc., Petitioner,
904 vs.
The Associated Press.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Duke Power Company and Southern Public Utilities Company, Petitioners,
934 vs.
Greenwood County and E. L. Brooks, S. A. Agnew, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Tennessee Publishing Company, Petitioner,
988 vs.
American National Bank, C. O. Carpenter, Receiver, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

A C Spark Plug Company, Petitioner,
916 vs.
Motor Improvements, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice and Mr. Justice Roberts took no part in the consideration and decision of this application.

Porto Rico Brokerage Co., Inc., Preiria Hermanos & Co., et al., Petitioners,
854 vs.
The United States.

On petition for writ of certiorari to the United States Court of Customs and Patent Appeals.

On consideration of the petition for a writ of certiorari herein to the United States Court of Customs and Patent Appeals, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. F. Welborn, et al., As Trustees in Bankruptcy of the Estate of Mountain States Theatre Corporation, Petitioners,
874 vs.
The Burns Trading Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

National Casket Company, Petitioner,
889 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Fox, Petitioner,
893 vs.
Capital Company, a California Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Camden Fire Insurance Association, Petitioner, vs. George H. Martin. 899

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Arthur H. Ensminger, Petitioner, vs. Lehigh Valley Railroad Company. 900

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The C. M. Kemp Manufacturing Company, Petitioner, vs. William F. Hoeltke. 901

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Citizens Passenger Railway Company of Philadelphia, et al., Petitioners,
902 vs.
The Public Service Commission of the Commonwealth of Pennsylvania.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robin P. Allen and Francis M. Allen, Petitioners,
910 vs.
Georgian Hotel Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Nathan Wolff and Craig-Musgrove, Inc., Petitioners,
912 vs.
Jordan Marsh Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marion C. Oliver, et al., Petitioners, vs. City of Richmond. — On petition for writ of certiorari to the Supreme Court of Appeals of the State of Virginia.

943

On consideration of the petition for a writ of certiorari herein to the Supreme Court of Appeals of the State of Virginia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. B. Ruddock, Petitioner, vs. City of Richmond. — On petition for writ of certiorari to the Supreme Court of Appeals of the State of Virginia.

944

On consideration of the petition for a writ of certiorari herein to the Supreme Court of Appeals of the State of Virginia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Trojan Powder Company, Petitioner, vs. The United States. — On petition for writ of certiorari to the Court of Claims.

891

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Crown Willamette Paper Company, Petitioner,
908 vs.
John P. McLaughlin, as Collector of United States Internal Revenue for the First District of California.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William S. McConnaughey, H. D. Hendrick and W. E. Baker, et al., Petitioners,
909 vs.
Personal Industrial Bankers, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Michael Madsen, Petitioner,
913 vs.
Baltimore Mail Steamship Company.

On petition for writ of certiorari to the Supreme Court of the State of New York, Appellate Division, 2nd Department.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, Appellate Division, 2nd Department, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Courier Publishing Company, Inc., Petitioner, vs. Police Jury of the Parish of Tangipahoa, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

917

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louise McGrew Moffett, Executrix of the Estate of Thomas S. Moffett, Deceased, et al., Petitioners, vs. R. O. Robbins, Administrator with the Will Annexed of the Estate of John Moffett, Deceased. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

918

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sherman H. Kleinschmidt, et al., Petitioners, vs. S. Mayner Wallace. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

919

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Evans Products Company, Petitioner, vs. Commissioner of Internal Revenue. 922

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Likly & Rockett Trunk Company, Petitioner, vs. The Provident Mutual Life Insurance Company. 924

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gans Steamship Line, Petitioner, vs. Frank C. Bowers, as Executor of the Estate of Frank K. Bowers, Deceased. 925

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Rudolph Wurlitzer Company, Petitioner,
926 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Wurlitzer Grand Piano Company, Petitioner,
927 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry L. Doherty, Petitioner,
929 vs.
Leon S. Knowlton.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry L. Doherty, Petitioner,
930 vs.
Joseph O. Tremblay.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Leonardi and Florence Leonardi,
His Wife, Petitioners,
933 vs.
The Chase National Bank of the City
of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fireman's Mutual Aid Association of the
City of Richmond, Petitioner,
940 vs.
Commonwealth of Virginia.

On petition for writ of certiorari to the Supreme Court of Appeals of the State of Virginia.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of Appeals of the State of Virginia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sun Indemnity Company of New York, General Reinsurance Corporation, et al., Petitioners,
941 vs.
Bruckner-Mitchell, Inc.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
945 vs.
Franklin J. Matchette.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cornell S. Franklin, Petitioner,
955 vs.
Walter Chalaire.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

T. Anraku, Trading Under the Fictitious Name and Style of Tokyo Lamp Co., etc., Petitioner,

958 vs.

General Electric Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pacific Importing Company, T. Yokota, T. S. Saito, et al., Petitioners,

959 vs.

General Electric Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robin P. Allen, Petitioner,

819 vs.

The Cloisters Building Corporation, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Poresky, Petitioner,

858 vs.

Morgan T. Ryan, Registrar of Motor Vehicles.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Margaret Shea Lynch, Petitioner,

885 vs.

The United States of America.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: Lee Nichols, State Tax Commissioner, Petitioner.

—, Original.

Motion for leave to file petition for writ of mandamus submitted by Mr. Peter O. Sathre for the petitioner.

The Chief Justice announced the following order:

O R D E R

The Court will take a recess from today until next Monday and from that day until Monday, June 1, upon which day it will adjourn for the term.

No motions, except motions for admission to practice, will be received after Monday, May 25.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until Monday, May 25, next, at 12 o'clock.

MONDAY, MAY 25, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. Weston Allen, It is ordered that Alexander G. Gould, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Raymond J. Cannon, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that Dewey Frank Fagerburg, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Oscar H. Brinkman, It is ordered that Nelson Daniel Zimmerman, Esquire, of State College, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Earl C. Michener, It is ordered that Albert J. Rapp, Esquire, of Ann Arbor, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ernest Wilkinson, It is ordered that Jules C. Goldstone, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jas. W. Morris, It is ordered that George Pettus Raney, III, Esquire, of Tampa, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert E. Carter, It is ordered that Bertrand Wesley Gearhart, Esquire, of Fresno, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert E. Carter, It is ordered that Homer W. Buckley, Esquire, of Oakland, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Abram C. Joseph, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugh M. Morris, It is ordered that George Burton Pearson, Jr., Esquire, of Newark, State of Delaware, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugh M. Morris, It is ordered that Alexander L. Nichols, Esquire, of Wilmington, State of Delaware, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugh M. Morris, It is ordered that Ivan Culbertson, Esquire, of Wilmington, State of Delaware, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Reed, It is ordered that Earl C. Berger, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Herman L. Ekern, It is ordered that Stewart D. Flanagan, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Herman L. Ekern, It is ordered that Russell H. Matthias, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ross H. Snyder, It is ordered that Sophronia Jane Lasica, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ross H. Snyder, It is ordered that James Alexander Bell, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mrs. Olive Geiger Faircloth, It is ordered that Sister M. Ann Joachim, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugh M. Morris, It is ordered that Edwin D. Steel, Jr., Esquire, of Wilmington, State of Delaware, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Will Taylor, It is ordered that B. Carroll Reece, Esquire, of Johnson City, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Cornelius W. Wickersham, It is ordered that Thomas D. Gilchrist, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Cornelius W. Wickersham, It is ordered that W. Lloyd Mitchel, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that Percy Lee Massaway, Esquire, of Coalgate, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Fitts, Sr., It is ordered that Harvey J. Gunderson, Esquire, of Vermillion, State of South Dakota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Fitts, Sr., It is ordered that George C. Ellsworth, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Delos G. Smith, It is ordered that John J. Smolenski, Esquire, of Grand Rapids, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Kerr, It is ordered that John J. Esch, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Kerr, It is ordered that Mark F. Esch, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Brice Clagett, It is ordered that Floyd Milburn Hinshaw, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward W. Shepard, It is ordered that Charles B. Spencer, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward Clifford, It is ordered that Aribert F. Wild, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence M. C. Smith, It is ordered that Mrs. Melba Stucky Billig, of Chevy Chase, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence M. C. Smith, It is ordered that Thomas Clifford Billig, Esquire, of Chevy Chase, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. L. Igoe, It is ordered that Louis M. Mantynband, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Kleve, It is ordered that David L. Krooth, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Jennings Price, It is ordered that Carl A. Landis, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mchundro, It is ordered that Michael F. Corcoran, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mchundro, It is ordered that William F. Croft, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that Paul C. Ritter, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Coombe, It is ordered that James R. Kirkland, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard Gwin, It is ordered that Leonard C. Jeffries, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that Elphege Lesgres, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that Curtis Carl Henderson, Esquire, of Preston, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mary Agnes Brown, It is ordered that Catherine Ehrmantraut Hoffmann, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mary Agnes Brown, It is ordered that Mrs. Augusta deLaguna Spaulding, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mary Agnes Brown, It is ordered that Grace McEldowney, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William P. Wendell, It is ordered that James J. Laughlin, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

State of Arizona, Complainant,
—, Original. vs.
State of California, State of Colorado,
State of Nevada, et al.

This cause came on to be heard on the motion for leave to file the bill of complaint herein and on the returns to the rules to show cause thereupon issued, and was argued by counsel.

On consideration whereof, It is ordered by this Court that the motion for leave to file the bill of complaint herein be, and the same is hereby, denied.

And it is further ordered that the rules to show cause issued herein be, and the same are hereby, discharged.

Per Mr. Justice Stone.

The Atlantic Lumber Company, Appellant,
715 vs.
Commissioner of Corporations and Taxation of the Commonwealth of Massachusetts.

Appeal from the Supreme Judicial Court of the State of Massachusetts.

This cause came on to be heard on the transcript of the record from the Supreme Judicial Court of the State of Massachusetts, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Judicial Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Sutherland.

The United States of America, Petitioner,
643 vs.
W. V. Knott, as State Treasurer and Ex Officio Insurance Commissioner of the State of Florida, et al.

On writ of certiorari to the Supreme Court of the State of Florida.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Florida, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Brandeis.

The United States of America, Appellant,
660 vs.
Elgin, Joliet and Eastern Railway Company.

Appeal from the District Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Illinois, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice McReynolds.

Dissenting opinion by Mr. Justice Stone in which Mr. Justice Brandeis and Mr. Justice Cardozo concur.

C. L. Ashton, et al., Petitioners,
859 vs.
Cameron County Water Improvement District No. One.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of Texas for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

Dissenting opinion by Mr. Justice Cardozo in which the Chief Justice, Mr. Justice Brandeis, and Mr. Justice Stone join.

The United States, Petitioner, vs. Atlantic Mutual Insurance Company. — On writ of certiorari to the Court of Claims.

21

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Claims for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Van Devanter.

Fred O. Morgan, Doing Business as Fred O. Morgan Sheep Commission Company, et al., Appellants, vs. The United States of America and the Secretary of Agriculture. — Appeal from the District Court of the United States for the Western District of Missouri.

686

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Missouri, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following order of the Court:

Warner Bros. Pictures, Inc., The Vitaphone Corporation, et al., Appellants, vs. The United States of America.

990

Appeal from the District Court of the United States for the Eastern District of Missouri.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Missouri, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is ordered by this Court that the motion of the appellee to affirm the decree in this cause be, and the same is hereby, granted.

And it is further ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

E. M. Piper and United States Fidelity and Guaranty Company, Appellants, vs. John D. Bingaman, Commissioner of Revenue of the State of New Mexico.

991

Appeal from the District Court of the United States for the District of New Mexico.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of New Mexico, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Ex Parte: Lee Nichols, as State Tax Commissioner
of the State of North Dakota, Petitioner.
—, Original.

A rule is ordered to issue requiring the respondent to show cause on or before Monday, October 5, next, why leave to file the petition for writ of mandamus should not be granted.

Per Mr. Chief Justice Hughes.

Ex Parte: Charles H. Gifford, Petitioner.
—, Original.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Loeb L. Cossack, Petitioner,
1014 vs.
The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Loeb L. Cossack, Petitioner, On petition for writ of certiorari
1014 vs. to the United States Court of Appeals
The United States of America. for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. H. H. Chamberlin, Inc., Appellant,

1000 vs.

Elmer F. Andrews, Industrial Commissioner of the State of New York, et al.; and

E. C. Stearns & Co., Appellant,

1001 vs.

Elmer F. Andrews, Industrial Commissioner of the State of New York, et al.

Further consideration of the question of the jurisdiction of this Court in these cases is postponed to the hearing of the cases on the merits.

Per Mr. Chief Justice Hughes.

Estella Wadsworth Cate, et al., Petitioners,

923 vs.

Eliza Wadsworth Beasley, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Oklahoma is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Jose Rivera Soler & Co., Inc., Petitioner,

928 vs.

The United Firemen's Insurance Company of Philadelphia.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,

948 vs. Order allowing certiorari.

Raymond Wood.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Samuel B. Smith, Petitioner,

949 vs. Order allowing certiorari.

A. B. Hall, and L. C. Hall, D. B. A. Hall Brothers.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Samuel B. Smith, Petitioner,

950 vs. Order allowing certiorari.

James Manufacturing Company and

Elmira Hatcheries, Incorporated.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Ethel M. Dorrance, George Morris Dorrance, M. D., Arthur C. Dorrance, et al., etc., Petitioners,
1017 vs.
J. H. Thayer Martin, State Tax Commissioner of the State of New Jersey.

On petition for writ of certiorari to the Court of Errors and Appeals of the State of New Jersey.

On consideration of the petition for a writ of certiorari herein to the Court of Errors and Appeals of the State of New Jersey, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration and decision of this application.

Camden Safe Deposit and Trust Company, etc., et al., Petitioners,
1018 vs.
J. H. Thayer Martin, State Tax Commissioner of the State of New Jersey.

On petition for writ of certiorari to the Court of Errors and Appeals of the State of New Jersey.

On consideration of the petition for a writ of certiorari herein to the Court of Errors and Appeals of the State of New Jersey, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration and decision of this application.

Camden Safe Deposit and Trust Company, as Testamentary Guardian of Margaret Winifred Dorrance, Infant, et al., Petitioners,
1055 vs.
J. H. Thayer Martin, State Tax Commissioner of the State of New Jersey.

On petition for writ of certiorari to the Court of Errors and Appeals of the State of New Jersey.

On consideration of the petition for a writ of certiorari herein to the Court of Errors and Appeals of the State of New Jersey, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration and decision of this application.

United States Rubber Company, Petitioner,
906 vs.
The Firestone Tire & Rubber Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States Rubber Company, Petitioner,
907 vs.
The Firestone Tire & Rubber Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Uebersee Finanz-Korporation Aktien Gesellschaft, Petitioner,	On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.
935 vs.	
Walter T. Rosen, Harry B. Lake, Paul M. Rosenthal, et al.	

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hillsborough County, a Political Subdivision of the State of Florida, Petitioner,	On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.
936 vs.	
Equitable Life Insurance Company of Iowa.	

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hillsborough County, a Political Subdivision of the State of Florida, Petitioner,	On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.
937 vs.	
Kenneth M. Keefe.	

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hillsborough County, a Political Subdivision of the State of Florida,
Petitioner,
938 vs.
B. F. Buck.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hillsborough County, a Political Subdivision of the State of Florida,
Petitioner,
939 vs.
Equitable Life Insurance Company of Iowa.

On petition for writ of certiorari in the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Noxon Chemical Products Company, Inc.,
Petitioner,
942 vs.
Isidor Unger and Charles L. Kahn.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Liggett & Myers Tobacco Company,
Petitioner,
962 vs.
William H. De Parcq.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

In re: David Lee, Petitioner.
965

On petition for writ of certiorari to the Court of Appeals of the State of Maryland.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of Maryland, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

In re: David Lee,
Petitioner.
966

On petition for writ of certiorari to the Court of Appeals of the State of Maryland.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of Maryland, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sarah Enelow, Petitioner,
968 vs.
New York Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank C. Starr, Petitioner,
969 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward C. True and Adele Dohme True,
His Wife, Petitioners,
970 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alfred R. L. Dohme, Petitioner,
971 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George McGee, et al., Petitioners,
976 vs.
R. W. Baxter.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George F. Bachman, Petitioner,
995 vs.
Abel Davis, Receiver of Illinois Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Provident Life & Accident Insurance Company of Chattanooga, Tenn., Petitioner,
1011 vs.
Eli B. Grady.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Shepard Broadcasting Service, Inc., et al., Petitioners,
1031 vs.
Aeolian-Skinner Organ Company, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank T. Hines, Administrator of Veterans' Affairs, Petitioner,
659 vs.
Minnie Stein, as Guardian, etc.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The "Arizona", Antone Mardesich,
et al., Petitioners,
667 vs.
Antonia Anelich, as Administratrix, etc.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chicago Great Western Railroad
Company, Petitioner,
696 vs.
Mary Rambo, as Administratrix, etc.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

M. G. Norton, Petitioner,
794 vs.
Lyon Van & Storage Co., et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

O R D E R

IT IS ORDERED that the Rules of this Court be, and they hereby are, amended as follows:

That the words "Court of Appeals of the District of Columbia" in Rule 37, title and paragraph 1 thereof; in Rule 38, title and paragraphs 1, 2 and 5c thereof, and in Rule 39, title and text thereof, be changed to read "United States Court of Appeals for the District of Columbia."

That the words "Supreme Court of the Philippine Islands" in Rule 42, title and text thereof be changed to read, "Supreme Court of the Commonwealth of the Philippines."

Per Mr. Chief Justice Hughes.

The Dixie Terminal Company

967 vs.

The United States.

Motion to dismiss certificate submitted by Mr. Solicitor General Reed for the United States.

Mariano Cu Unjieng, Petitioner,

— vs.

People of the Philippine Islands.

Motion as to printing record submitted by Mr. Charles L. Frailey for the petitioner.

James Walter Carter, Petitioner,
636 vs.
Carter Coal Company, et al.; and

Guy T. Helvering, et al., Petitioners,
651 vs.
James Walter Carter, et al.

Motion to tax costs and for the immediate issuance of the mandates submitted by Mr. Richard H. Wilmer for James Walter Carter with leave to the Government to file opposition thereto by Wednesday next.

James Walter Carter, Petitioner,
636 vs.
Carter Coal Company, et al.; and

Guy T. Helvering, et al., Petitioners,
651 vs.
James Walter Carter, et al.

Motion as to taxation of costs submitted by Mr. Karl J. Hardy for Carter Coal Company.

State of Texas, Complainant,
15, Original. vs.
State of New Mexico, et al.

Motion for the appointment of a Special Master submitted by Mr. Richard F. Bruges for the complainant.

State of Texas, Complainant,

15, Original. vs.

State of New Mexico, et al.

The motion for the appointment of a Special Master is granted, and it is ordered that Charles Warren, Esquire, of Washington, D. C., be, and he is hereby, appointed Special Master in this cause, with authority to summon witnesses, issue subpoenas, and to take such evidence as may be introduced and such as he may deem it necessary to call for. The Master is directed to make findings of fact and conclusions of law, and to submit the same to this Court with all convenient speed, together with his recommendations for a decree. The findings, conclusions, and recommendations of the Master shall be subject to consideration, revision, or approval by the Court. The Master shall be allowed his actual expenses and a reasonable compensation for his services to be fixed hereafter by the Court. The allowances to him, the compensation paid to his stenographic and clerical assistants, and the cost of printing his report shall be charged against and be borne by the parties in such proportion as the Court hereafter may direct. If the appointment herein made of a Master is not accepted, or if the place becomes vacant during the recess of the Court, the Chief Justice shall have authority to make a new designation which shall have the same effect as if originally made by the Court herein.

Per Mr. Chief Justice Hughes.

Isbrandtsen-Moller Co., Inc., Appellant,

—. vs.

The United States of America, et al.

Motion to stay running of penalties submitted by Mr. James W. Ryan for the petitioner.

Isbrandtsen-Moller Co., Inc.,

Appellant,

— vs.

The United States of America, et al.

On consideration of the motion to stay, pending determination by the Court of this cause, the running or accumulation of penalties for failure of complainant to comply with the order of defendant Daniel C. Roper of November 18, 1935,

It is ordered by this Court that the said motion be, and the same is hereby, granted. The order to be settled on notice.

Per Mr. Chief Justice Hughes.

The Bassick Manufacturing Company,

Petitioner,

23 vs.

The R. M. Hollingshead Company; and

G. S. Rogers, Doing Business, etc.,

et al., Petitioners,

31 vs.

The Alemite Corporation.

On consideration of the motion for the immediate issuance of the mandates in these cases,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and that the mandates in these cases issue immediately.

Per Mr. Chief Justice Hughes.

R. C. Tway Coal Company, et al.,

Petitioners,

649 vs.

Selden R. Glenn, Individually and as Collector of Internal Revenue for the District of Kentucky; and

R. C. Tway Coal Company, et al.,

Petitioners,

650 vs.

C. H. Clark.

On consideration of the motion of counsel for the petitioners for the immediate issuance of the mandates in these cases,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and that the mandates in these cases issue immediately.

Per Mr. Chief Justice Hughes.

Robert G. Stone, et al.,

Petitioners,

202 vs.

Thomas W. White, former Collector, etc.

Motion for further extension of time to file petition for rehearing submitted by Mr. H. C. Kilpatrick in behalf of counsel for petitioners.

Proclamation being made the Court is adjourned until Monday, June 1, next, at at 12 o'clock.

MONDAY, JUNE 1, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justice.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Jas. W. Morris, It is ordered that Frank A. Nichols, Esquire, of Cheyenne, State of Wyoming, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jas. W. Morris, It is ordered that Albert J. Law, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jas. W. Morris, It is ordered that DeWitt C. Reed, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was accordingly.

On motion first made to the Court in this behalf by Mr. Luther A. Johnson, It is ordered that George Edward Muth, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Oren Parmeter, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene Mills Meacham, It is ordered that Maurice Seymour Degenstein, Esquire, of Yonkers, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that William M. Citron, Esquire, of Middletown, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Royal C. Johnson, It is ordered that Henry C. Lawton, Esquire, of Gann Valley, State of South Dakota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Alvin Pittenger, It is ordered that William E. Hustleby, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. Dondero, It is ordered that Adeline J. Meyer Weiner, of Madison, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel V. Pettengill, It is ordered that John Quincy Ames, Esquire, of South Bend, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Alexander Ekwall, It is ordered that A. J. Mickelsen, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George P. Barse, It is ordered that John F. Gilbert, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold D. Fitzpatrick, It is ordered that Edward L. Casey, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James A. Travis, It is ordered that Elmer Stewart Brewster, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James A. Travis, It is ordered that Royce A. Wilson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Archie K. Shipe, It is ordered that Joseph H. Thalberg, Esquire, of Southington, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wilson Martindale Compton, It is ordered that Frank A. Harrington, Esquire, of Toledo, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George P. Morse, It is ordered that Max Goldman, Esquire, of Auburn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Allen MacCullen, It is ordered that Ralph Talbot McElvenny, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wade H. Ellis, It is ordered that Kahl K. Spriggs, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Alexander Ekwall, It is ordered that Joseph G. Richardson, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Howard Flint, It is ordered that Lester Robert Smith, Esquire, of Catskill, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. Meriwether Smith, It is ordered that C. C. Fenn, Esquire, of Antigo, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. Meriwether Smith, It is ordered that Charles E. Cheever, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Waldo A. Ross, It is ordered that George L. McGurn, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Waldo A. Ross, It is ordered that Ralph S. Hisle, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wm. Madden Hill, It is ordered that W..J..Holt, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that James F. Miller, Esquire, of Alma, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Percy W. Phillips, It is ordered that William A. Kirk, Esquire, of Summit, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Moses S. Huberman, It is ordered that Maurice Finkelstein, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Ross Hull, It is ordered that J. Paul Rupp, Esquire, of Harrisburg, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Ross Hull, It is ordered that John C. Kelley, Esquire, of Harrisburg, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Warren Madden, It is ordered that Charles Axford Wood, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph C. Colquitt, It is ordered that Samuel L. Einhorn, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that Marc J. Robinson, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert A. Jones, It is ordered that Jack B. Dworken, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Ross Hull, It is ordered that Charles W. Hull, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Chas. P. Consaul, It is ordered that M. Burr Wellington, Esquire, of Santa Ana, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Linwood Godfrey, It is ordered that Clarence W. Elder, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James C. Wilkes, It is ordered that Bertram Boardman, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph C. Colquitt, It is ordered that Walter Schachtel, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Ross Mull, It is ordered that George Horace Hafer, Esquire, of Harrisburg, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Edward Higgins, It is ordered that Gerald T. Wiley, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Mastin G. White, It is ordered that Philip M. Glick, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert A. Jones, It is ordered that Daniel Gordon James Judge, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Mastin G. White, It is ordered that Guy Leonard Mann, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that Alexander F. Ormsby, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas W. O'Hara, It is ordered that Daniel Joseph O'Brien, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John P. Bullington, It is ordered that R. K. Hanger, Esquire, of Fort Worth, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Loy Anderson, It is ordered that Ernest Peyton Jones, Jr., Esquire, of Jackson, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph K. Chase, It is ordered that C. F. Wright, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lee B. Kemon, It is ordered that Ray L. Smith, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert E. Meitzel, It is ordered that Samuel Wittlin, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles C. Collins, It is ordered that Eldon D. Lewis, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph A. Ricketts, It is ordered that Roy M. Hughes, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. Keith Carlin, It is ordered that Richard M. Russell, Esquire, of Cambridge, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. Keith Carlin, It is ordered that Edward T. Cauley, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. Keith Carlin, It is ordered that Thomas Francis Jerrold Friday, Esquire, of Scranton, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Frederick L. Morehead, as Warden of the City Prison of the Borough of Brooklyn, Petitioner, vs. People ex rel. Joseph Tipaldo. On writ of certiorari to the Supreme Court of the State of New York.

838

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Butler.

Dissenting opinion by Mr. Chief Justice Hughes in which Mr. Justice Brandeis, Mr. Justice Stone, and Mr. Justice Cardozo join.

Dissenting opinion by Mr. Justice Stone in which Mr. Justice Brandeis and Mr. Justice Cardozo join.

The State of Wyoming, Complainant, vs. The State of Colorado.

10, Original.

D E C R E E

This cause having been heretofore submitted on the pleadings and the evidence taken before and reported by the Commissioners appointed for the purpose, and the Court being now fully advised in the premises:

IT IS CONSIDERED, ORDERED and DECREED that The State of Colorado, her officers, agents and servants, and her water claimants, be, and they are hereby, severally enjoined from diverting or taking from the Laramie River and its tributaries in The State of Colorado more than four thousand two hundred and fifty (4,250) acre-feet of water per annum in virtue of and through the meadowland appropriations in that State which are named in the pleadings and evidence, such diversion to be measured at the headgates through which the water is diverted.

And it is also considered, ordered and decreed that The State of Wyoming be, and she is hereby, given leave to apply later on for an appropriate order respecting the measurement and recording of all diversions in The State of Colorado from the Laramie River and its tributaries in the event the two States are unable to agree upon an appropriate plan for measuring and recording such diversions and there proves to be a need for action by this Court in this matter. Jurisdiction of the cause will be retained for the purposes of such an application.

And it is further ordered and adjudged that costs in the suit be taxed one-half to each of the two States.

The Chief Justice announced the following orders of the Court:

Thomas J. Parker, Administrator of the Estate of Kenneth Hawks, Deceased, et al., Appellants,
1032 vs.
James Granger, Inc., and Tanner Motor Livery.

Appeal from the Supreme Court of the State of California.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Thomas J. Parker, Administrator of the Estate of Kenneth Hawkes, Deceased, et al., Appellants,
1032 vs.
James Granger, Inc., and Tanner Motor Livery.

Appeal from the Supreme Court of the State of California.

Treating the appeal papers herein from the Supreme Court of the State of California as an application for a writ of certiorari;

On consideration whereof, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Dixie Terminal Company,
967 vs.
The United States.

On Certificate from the Court of Claims.

This cause came on to be heard on a certificate from the Court of Claims and on motion to dismiss, and was duly submitted.

On consideration whereof, it is ordered by this Court that the motion to dismiss the certificate herein be, and the same is hereby, granted.

And it is further ordered that the certificate herein be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Charles Mozingo, Appellant, | Appeal from the Supreme Court of
1049 vs. | the State of Ohio.
The Marion Steam Shovel Company.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

John Montjoy, Appellant, | Appeal from the Court of Appeals
1076 vs. | of the State of Kentucky.
Commonwealth of Kentucky.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of Kentucky, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of properly presented substantial federal questions. The mandate is ordered to issue forthwith.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

SUPREME COURT OF THE UNITED STATES.

OCTOBER TERM, 1935.

ORDER.

IT IS ORDERED that Rules XII, paragraph 3; XIV; XVII, paragraphs 1 and 7; XVIII, paragraph 4; XXI, paragraph 8; XXVIII; XXIX; XXXVIII; XLII, paragraph 2; XLIV, second paragraph; XLVII; XLVIII; and L, paragraphs 1, 5, 6 and 12, of the General Orders in Bankruptcy be, and they hereby are, amended, effective immediately, to read respectively as follows:

XII

3. Applications for a discharge, or for the confirmation of a composition where the proceeding is had under section 12 of the Act, or for an injunction to stay proceedings of a court or officer of the United States or of a State, shall be heard and decided by the judge. But he may refer such an application, or any specified issue arising thereon, to the referee, or in proceedings under section 77 and section 77 B of the Act, to a special master, to ascertain and report the facts. Unless otherwise ordered by the judge, applications for the confirmation of a debtor's proposal under section 74 of the Act, and all objections thereto, shall be heard and decided by the referee.

XIV

NO OFFICIAL OR GENERAL TRUSTEE

No official trustee shall be appointed by the court, nor any general trustee to act in classes of cases.

XVII

1. The trustee shall, immediately upon entering upon his duties, send notice by mail to the Commissioner of Internal Revenue, Washington, D. C., of the adjudication of bankruptcy, and prepare a complete inventory of all the property of the bankrupt or debtor that comes into his possession.

7. This general order shall not apply to reorganization proceedings under section 77 or section 77 B of the Act.

Charles Mozingo, Appellant, Appeal from the Supreme Court of
1049 vs. the State of Ohio.
The Marion Steam Shovel Company.

This cause came on to be heard on the t
from the Supreme Court of the State of Ohio, and was s

On consideration whereof, It is now her
by this Court that the appeal herein be, and the same
the want of a substantial federal question.

Per Mr. Chi

John Montjoy, Appellant, Appeal fror
1076 vs. of the Stat
Commonwealth of Kentucky.

This cause came on to be heard on the t
from the Court of Appeals of the State of Kentucky, a

On consideration whereof, It is now he
by this Court that the appeal herein be, and the same
the want of properly presented substantial federal qu
ordered to issue forthwith.

Per Mr. Ch

The Chief Justice said:

"The other orders of the Court appear upon
Chief Justice and filed with the Clerk and will not b

2

XVIII

4. This general order shall not apply
ceedings under section 77 or section 77 B of

XXI

8. The provisions of this general order
organization proceedings under section 77
Act.

XXVIII

REDEMPTION OF PROPERTY AND COMPOUN

Whenever it may be deemed for the bene
deem and discharge any mortgage or other
lien, upon any property, real or personal, or
erty from any conditional contract, and to t
the conditions thereof, or to compound and
other claims due or belonging to the estate
bankrupt or debtor, or any creditor who has
file his petition therefor; and thereupon the
a suitable time and place for the hearing the
shall be given as the court shall direct, so t
other persons interested may appear and sho
have, why an order should not be passed by
petition authorizing such act on the part o
general order shall not apply to reorganizatio
section 77 or section 77 B of the Act.

XXIX

PAYMENT OF MONEYS DEPOSI

No moneys deposited as required by the Act
the depository unless by check or warrant, si
the court, or by a trustee, and countersigned
court, or by a referee designated for that pur
or his assistant under an order made by the
date, the sum, and the account for which it
entry of the substance of such check or war
thereof, the sum drawn for, and the account fo

shall be forthwith made in a book kept for that purpose by the trustee or his clerk; and all checks and drafts shall be entered in the order of time in which they are drawn, and shall be numbered in the case of each estate. A copy of this general order shall be furnished to the depository, and also the name of any referee or clerk authorized to countersign said checks. This general order shall not apply to reorganization proceedings under section 77 or section 77 B of the Act.

XXXVIII

FORMS

The several forms annexed to these general orders shall be observed and used, with such alterations as may be necessary to suit the circumstances of any particular case. In proceedings under any of the sections of Chapter VIII of the Bankruptcy Act, unless and until the debtor is adjudicated a bankrupt all forms used shall refer to him as a "debtor" and not a "bankrupt" and shall be captioned "In proceedings for a composition or extension," "In proceedings for the reorganization of a railroad," or "In proceedings for the reorganization of a corporation," as the case may be, and not "In bankruptcy."

XLII

2. Except in reorganization proceedings under section 77 and section 77 B of the Act, such petition shall be heard at a meeting of creditors, and the referee in sending the notice of such meeting prescribed by section 58 of the Act shall state by whom and in what amount the allowance of the compensation or reimbursement for expenses is asked.

XLIV

Nothing herein contained shall prevent the court, in proceedings under section 77 or section 77 B of the Act, from authorizing the employment of attorneys who are attorneys of the corporation, or associated with its legal department, in connection with the operation of the business of the corporation by a trustee or trustees under subsection (c) of section 77 and subsection (c) of section 77 B, when such employment is found by the court to be in the public interest in relation to such operation and is not adverse to

Charles Mozingo, Appellant, | Appeal from the Supreme Court of
1049 vs. | the State of Ohio.
The Marion Steam Shovel Company.

This cause came on to be heard on the t
from the Supreme Court of the State of Ohio, and was s

On consideration whereof, It is now her
by this Court that the appeal herein be, and the same
the want of a substantial federal question.

Per Mr. Chi

John Montjoy, Appellant, | Appeal fro
1076 vs. | of the Sta
Commonwealth of Kentucky.

This cause came on to be heard on the
from the Court of Appeals of the State of Kentucky, a

On consideration whereof, It is now he
by this Court that the appeal herein be, and the same
the want of properly presented substantial federal qu
ordered to issue forthwith.

Per Mr. Ch

The Chief Justice said:

"The other orders of the Court appear upon
Chief Justice and filed with the Clerk and will not

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the interests of the trustee or trustees or c
corporation.

XLVII

REPORTS OF REFEREES

The reports of referees in all proceeding
of special masters in proceedings under sectio
of the Act, shall be deemed presumptively
subject to review by the court, and the court
or may modify or reject the same in whole
court in the exercise of its judgment is full
has been committed: Provided, That when a
by consent of all parties in interest and th
expressed in the consent order that the submi
or master as an arbitrator, the court may re
accordance with the principles governing a re
decision by an arbitrator.

XLVIII

PROCEEDINGS UNDER SECTION 74 O

The following additional rules shall apply
section 74 of the Act:

1. Notice to creditors of the proposed ap
todian or receiver may, in the interests of ex
publication instead of in writing, if the court

2. If a custodian or receiver is appointed,
meeting which he is required to prepare shall
by the referee and the date of the meeting
referee.

3. If the debtor is a wage-earner or a farm
ings occur which under the provisions of sub
section would otherwise be followed by an orde
the debtor does not consent to liquidation, the
the proceedings and notify the creditors acco
position or extension proposal is set aside fo
in subdivision (k) of said section, the case sha
such proceedings shall be had as upon denial of
subdivision (l).

4. The commissions of the referee and of the custodian or receiver shall not exceed those payable to referees and receivers under sections 40 and 48 of the Act in the event of a composition in bankruptcy, and the amount of the debts whose maturity is to be extended shall be included for that purpose as part of "the amount to be paid creditors" within the meaning of those sections, but if the compensation so computed shall appear to be in excess of what is fair and reasonable it shall be correspondingly reduced, the intent of this provision being that the amount of such fees shall be subject at all times to the approval of the court. If the estate is liquidated under the provisions of subdivision (l) of section 74 of the Act, the referee shall return to the estate any commissions previously received and shall be entitled to commissions on all moneys disbursed to creditors by the trustee as provided in section 40 of the Act.

5. The personal representative of a deceased individual who desires in his representative capacity to effect, under section 74, a settlement or composition of the debts of the estate, shall attach to his petition, in lieu of schedules, the following papers, certified as correct by the court which appointed him (hereinafter referred to as the probate court): (a) a copy of the order of his appointment, (b) a copy of an order of the probate court authorizing him to file the petition, (c) a detailed inventory of so much of the property constituting the estate as under the laws of the State of which the decedent died a resident would be available for creditors, and (d) a list of the names and addresses of the creditors, showing the amounts allowed or apparently owing to each, the nature of the securities or liens, if any, held by each, and the claims which are entitled to priority. If the petition is approved by the judge as properly filed under section 74, the clerk shall file a certified copy of the order of approval with the probate court, and from the date of such order until the case is dismissed the district court shall exercise exclusive jurisdiction over the property required to be listed in the inventory as above provided.

6. Upon the approval of a personal representative's petition the case shall be referred to a referee and proceeded with as in all other cases under section 74 and this general order, except that (a) the original and any amended or supplementary inventory filed by the petitioner with the approval of the probate court shall be deemed to be correct, and no inventory shall be made by the cus-

Charles Mozingo, Appellant, Appeal from the Supreme Court of
1049 vs. the State of Ohio.
The Marion Steam Shovel Company.

This cause came on to be heard on the t
from the Supreme Court of the State of Ohio, and was a

On consideration whereof, It is now her
by this Court that the appeal herein be, and the same
the want of a substantial federal question.

Per Mr. Chi

John Montjoy, Appellant, Appeal fro
1076 vs. of the Sta
Commonwealth of Kentucky.

This cause came on to be heard on the
from the Court of Appeals of the State of Kentucky, a

On consideration whereof, It is now he
by this Court that the appeal herein be, and the same
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ordered to issue forthwith.

Per Mr. Ch

The Chief Justice said:

"The other orders of the Court appear upon
Chief Justice and filed with the Clerk and will not

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todian or receiver; (b) all claims allowe
and only such claims, shall be allowed by t
tioner shall file with the application for c
list of the claims allowed up to the date of
as correct by the probate court: and (d)
the probate court certified copies of all
judge confirming or denying the proposal,
ings before or after confirmation, or dire
estate.

L

1. Upon the expiration of the term of off
missioner, the judge may reappoint him o
tional conciliation commissioners.

5. The money to be paid upon the confir
shall be placed in a depository to be desi
judge, subject to withdrawal by the depo
signature of the conciliation commissioner.
a copy of this general order to the deposit
of any conciliation commissioner whose
thorized.

6. Application for confirmation shall be
tion commissioner who shall forthwith trans
(a) the acceptances, (b) the proofs of c
allowed and those which have been disall
debts having priority, (d) a list of the se
scription of the security of each, (e) the
list of the exemptions, and (f) a report of t
mending or opposing confirmation and, in t
stating to what extent, if any, it would be
after confirmation to retain jurisdiction o
property.

12. The twenty-five dollar fees of the co
and the fees and expenses of the supervisor
sioner, shall be payable out of appropriate
with such instructions as may be issued fro
Attorney General.

It is further ordered that Forms Nos. 65
Forms in Bankruptcy be, and they hereby
Form No. 76 be, and it hereby is, approved
respectively as follows:

d by the probate court,
he referee; (c) the peti-
onfirmation a completed
the application, certified
the clerk shall file with
rders of the referee or
dismissing the proceed-
cting liquidation of the

ce of a conciliation com-
appoint other or addi-

mation of a composition
gnated by order of the
itor upon the counter-
The judge shall furnish
ories and also the name
countersignature is au-

filed with the conciliа-
mit it to the judge with
aims which have been
wed, (c) a list of the
ured debts, with a de-
final inventory, with a
he commissioner recom-
e case of an extension,
desirable for the court
f the farmer and his

ciliation commissioner,
y conciliation commis-
d funds in accordance
m time to time by the

72, 73 and 74 of the
re, amended and that
. The forms to read

7

FORM No. 65

DEBTOR'S PETITION IN PROCEEDINGS UNDER SECTION 75 OF THE BANKRUPTCY ACT

To the Honorable....., Judge of the District Court of the United States for the..... District of .....:

The petition of....., of....., in the county of....., and district and State of....., respectfully represents:

That he is primarily bona fide personally engaged in producing products of the soil [*or* that he is primarily bona fide personally engaged in dairy farming, the production of poultry or livestock, or the production of poultry products or livestock products in their unmanufactured state, or the principal part of whose income is derived from any one or more of the foregoing operations] as follows: .....
.....
.....;

that such operations occur in the county [*or* counties] of..... ....., within said judicial district; that he is insolvent [*or* unable to meet his debts as they mature]; and that he desires to effect a composition or extension of time to pay his debts under section 75 of the Bankruptcy Act.

That the schedule hereto annexed, marked "A", and verified by your petitioner's oath, contains a full and true statement of all his debts, and (so far as it is possible to ascertain) the names and places of residence of his creditors, and such further statements concerning said debts as are required by the provisions of said Act.

That the schedule hereto annexed, marked "B", and verified by your petitioner's oath, contains an accurate inventory of all his property, both real and personal, and such further statements concerning said property as are required by the provisions of said Act.

Wherefore your petitioner prays that his petition may be approved by the court and proceedings had in accordance with the provisions of said section.

.....
....., Attorney.

United States of America, District of ....., ss:

I, ..., the petitioning debtor mentioned and described in the foregoing petition, do hereby make solemn oath that the statements contained therein are true according to the best of my knowledge, information, and belief.

.....,
Petitioner.

Subscribed and sworn to before me this.....day of ..... A. D. 19..

.....,
.....
[*Official character.*]

Charles Mozingo, Appellant, vs. The Marion Steam Shovel Company. — Appeal from the Supreme Court of the State of Ohio.

1049

This cause came on to be heard on the t
from the Supreme Court of the State of Ohio, and was a

On consideration whereof, It is now her
by this Court that the appeal herein be, and the same
the want of a substantial federal question.

Per Mr. Chi

John Montjoy, Appellant, vs. Commonwealth of Kentucky. — Appeal fro of the Sta

1076

This cause came on to be heard on the
from the Court of Appeals of the State of Kentucky, a

On consideration whereof, It is now he
by this Court that the appeal herein be, and the same
the want of properly presented substantial federal qu
ordered to issue forthwith.

Per Mr. Ch

The Chief Justice said:

"The other orders of the Court appear upon
Chief Justice and filed with the Clerk and will not

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Form No. 72

APPLICATION FOR CONFIRMATION OF A COMPO
PROPOSAL UNDER SECTION

In the District Court of the United States
District of.....

In the Matter of
..... } In Proceedi
Debtor } or

To the Honorable....., Refe
the District Court of the United States
District of.....:

At ....., in said district, o
of ....., A. D. 19.., now comes
the above-named debtor, and respectfully re
that, after he had filed in court a schedule o
list of his creditors, as required by law, he off
composition or an extension to his creditors,
been accepted in writing by a majority in nu
whose claims have been allowed, including sec
claims are to be affected by the proposal, whi
a majority in amount of such claims [*or* and a
of the creditors, he offered a proposal for an
itors, which proposal has not been accepte
number of all creditors whose claims are affe
which number represents a majority in amoun
which proposal includes a feasible method of
tion of the above-named debtor and is for th
the creditors, and includes an equitable liquid
creditors whose claims are affected]; that th
paid to the creditors, the money necessary to
have priority, and the costs of the proceedin
to the sum of ..... dollars, have been
the order of the court, in the ..... Ba
a designated depository.

Wherefore the said .....
that the said proposal be confirmed by the co

.....

9

FORM No. 73

ORDER CONFIRMING A COMPOSITION OR EXTENSION PROPOSAL UNDER SECTION 74

In the District Court of the United States for the.....
District of.....

In the Matter of ..... *Debtor*	In Proceedings for a Composition or Extension

An application for the confirmation of the proposal offered by the debtor under section 74 of the Bankruptcy Act having been filed in court, and it appearing that the proposal has been accepted by a majority in number of creditors whose claims have been allowed, including secured creditors whose claims are to be affected by the proposal, which number represents a majority in amount of such claims; [*or* and it appearing that the debtor, having failed to obtain the acceptance of a majority of all creditors whose claims are affected by the proposal, submitted the said proposal for an extension after the first meeting of the creditors;] and the consideration and the money required by law to be deposited, having been deposited as ordered, in such place as was designated by the said court, and subject to its order; and it also appearing that the proposal includes an equitable and feasible method of liquidation for secured creditors whose claims are affected and of financial rehabilitation for the debtor; that it is for the best interests of all creditors; that the debtor has not been guilty of any of the acts or failed to perform any of the duties which would be a ground for denying his discharge; and that the offer and its acceptance are in good faith and have not been made or procured by any means, promises, or acts contrary to the acts of Congress relating to bankruptcy: It is therefore hereby ordered that the said proposal be, and it hereby is, confirmed.

Witness my hand, this ..... day of ....., A. D. 19...

.....,
Referee in Bankruptcy.

Charles Mozingo, Appellant, | Appeal from the Supreme Court of
1049 vs. | the State of Ohio.
The Marion Steam Shovel Company.

This cause came on to be heard on the t
from the Supreme Court of the State of Ohio, and was a
On consideration whereof, It is now her
by this Court that the appeal herein be, and the same
the want of a substantial federal question.

Per Mr. Chi

John Montjoy, Appellant, | Appeal fro
1076 vs. | of the Sta
Commonwealth of Kentucky.

This cause came on to be heard on the
from the Court of Appeals of the State of Kentucky, a
On consideration whereof, It is now he
by this Court that the appeal herein be, and the same
the want of properly presented substantial federal qu
ordered to issue forthwith.

Per Mr. Ch

The Chief Justice said:

"The other orders of the Court appear upon
Chief Justice and filed with the Clerk and will not

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FORM No. 74

ORDER CONFIRMING A COMPOSITION OR EXTE
SECTION 75

In the District Court of the United States
District of .....

In the Matter of
.....
Debtor
} In Proceed

An application for the confirmation of t
the debtor under section 75 of the Bankru
filed in court, and it appearing that the prop
by a majority in number of creditors wh
allowed, including secured creditors whose c
by the proposal, which number represents
of such claims; and it also appearing that th
equitable and feasible method of liquidation
whose claims are affected and of financial
debtor; that it is for the best interests of a
the offer and its acceptance are in good fai
made or procured by any means, promises, o
acts of Congress relating to bankruptcy:
ordered that the said proposal be, and it her

Witness the Honorable .....
of said court, and the seal thereof, this ....
A. D. 19..

.....

[Seal of the court]

11

FORM No. 76

APPLICATION FOR CONFIRMATION OF A COMPOSITION OR EXTENSION PROPOSAL UNDER SECTION 75

In the District Court of the United States for the.....
District of.....

In the Matter of ..... *Debtor*	In Proceedings for a Composition or Extension

To the Honorable....., Judge of the District Court of the United States for the.....
District of.....:

At....., in said district, on the.....day of....., A. D. 19.., now comes....., the above-named debtor, and respectfully represents to the court that, after he had filed in court a schedule of his property and a list of his creditors, as required by law, he offered a proposal for a composition or an extension to his creditors, which proposal has been accepted in writing by a majority in number of all creditors whose claims have been allowed, including secured creditors whose claims are to be affected by the proposal, which number represents a majority in amount of such claims.

Wherefore the said ..... respectfully asks that the said proposal be confirmed by the court.

.....,
Debtor.

It is further ordered that Form No. 75 of the Forms in Bankruptcy entitled "Petition of farmers for the appointment of a Conciliation Commissioner" be, and it hereby is, abrogated and annulled.

June 1, 1936.

James Walter Carter, Petitioner,

636 vs.

Carter Coal Company, George L.

Carter, et al.; and

Guy T. Helvering, et al., Petitioner,

651 vs.

James Walter Carter, et al.

On consideration of the motion for the immediate issuance of the mandates and for costs in these cases,

It is ordered by this Court that the mandates issue immediately and that costs be taxed against the defendants other than Guy T. Helvering, Clarence C. Keiser, John B. Colpoys, Homer S. Cummings, Stanley Reed, and Leslie C. Garnett.

Per Mr. Chief Justice Hughes.

Robert S. Stone, et al., Petitioners,

202 vs.

Thomas W. White, Former Collector of

Internal Revenue, etc.

On consideration of the motion to extend the time for filing a petition for rehearing in this cause until November 2, 1936, and for stay of entry of judgment by the District Court,

It is ordered by this Court that the motion to extend the time within which to file a petition for rehearing be, and the same is hereby, granted, and that the motion for stay of judgment be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fred O. Morgan, Doing Business as Fred O. Morgan Sheep Commission Company, et al., Appellants,
686 vs.
The United States of America and the Secretary of Agriculture.

On consideration of the motion of counsel for the New Amsterdam Casualty Company that the said Casualty Company be substituted as a party appellant in this cause in the place and stead of Harry J. Kennaley, doing business as Harry Kennaley Commission Company, the plaintiff in case No. 2356 on the docket of the District Court of the United States for the Western District of Missouri,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and that the New Amsterdam Casualty Company be, and it is hereby, substituted as a party appellant herein in the place and stead of Harry J. Kennaley.

Per Mr. Chief Justice Hughes.

Grace DeBenque, Petitioner,
1051 vs.
The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Grace DeBenque, Petitioner,
1051 vs.
The United States of America.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Corlis Sims, Petitioner,

1057 vs.

Thomas M. Rives.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Corlis Sims, Petitioner,

1057 vs.

Thomas M. Rives.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. B. Carden, Petitioner,

1061 vs.

State of North Carolina.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. B. Carden, Petitioner,

1061 vs.

State of North Carolina.

On petition for writ of certiorari to the Supreme Court of the State of North Carolina.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of North Carolina, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wesley Vincent, Petitioner,
1062 vs.
State of Alabama.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wesley Vincent, Petitioner,
1062 vs.
State of Alabama.

On petition for writ of certiorari to the Supreme Court of the State of Alabama.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Alabama, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Associated Industries of New York State, Inc., Appellant,
1037 vs.
The Department of Labor of the State of New York, et al.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits. The motion to advance is granted and the case is set for argument immediately following Nos. 1000 and 1001.

Per Mr. Chief Justice Hughes.

Clarence G. Kunsman, Appellant,

1063 vs.

Max Factor & Co., et al.

In this case probable jurisdiction is noted and the case is set for argument immediately following No. 1024.

Per Mr. Chief Justice Hughes.

Bessie Villa, et al., Appellants,

1019 vs.

George S. Van Schaick, Superintendent, etc.

Further Consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

The United States of America, Appellant,

1035 vs.

Charles Resnick, et al., etc.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

The United States of America, Appellant,

1036 vs.

The Acme Can Company.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Harriet C. Binney, et al.,
Appellants,
1059 vs.
Henry F. Long, Commissioner, etc.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

The Pep Boys, Manny, Moe & Jack, of California, Appellants,
1024 vs.
Pyroil Sales Company, Inc.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

American Telephone and Telegraph Company, et al., Appellants,
1054 vs.
The United States of America, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Ernest O. Thompson, et al., Appellants,
1074 vs.
Consolidated Gas Utilities Corporation, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Hyman Wainer, Louis Wainer, George Davis, et al., Petitioners,
1003 vs.
The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted, limited to the question whether the statute upon which the second count of the indictment is based was repealed and has not been reenacted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The British-American Oil Producing Company, Petitioner,
953 vs.
The Board of Equalization of the State of Montana, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Montana is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States, Petitioner,
963 vs.
Robert Esnault-Pelterie.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Mrs. Monica Rutherford Farren, Executrix of the Estate of C. P. Farren, Deceased, Petitioner,
973 vs.
Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

E. W. McCrary, Petitioner,
974 vs.
Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Southeastern Express Company, Petitioner,
983 vs.
Pastime Amusement Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of South Carolina is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Atlantic Coast Line Railroad Company, Petitioner, vs. Town of Bethel.

886

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Globe Gazette Printing Company, Petitioner, vs. The United States.

920

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank W. Crook, Individually and as Guardian of Catherine Crook, a Minor, et al., Petitioners, vs. W. F. Wallace, Receiver of the City National Bank & Trust Company of Corpus Christi, Texas, et al.

954

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Virginian Railway Company, Petitioner,
960 vs.
C. M. Scott.

On petition for writ of certiorari to the Supreme Court of Appeals of the State of West Virginia.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of Appeals of the State of West Virginia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Massachusetts Mutual Life Insurance Company, Petitioner,
964 vs.
Charles A. Mayo.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

People of the State of New York, on Relation of Elmer L. Rice, Petitioner,
975 vs.
Mark Graves, et al., as Tax Commissioners of the State of New York.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Silk Center Building, Inc., Petitioner, vs. Commissioner of Internal Revenue.

977

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The New York Lumber Trade Association, et al., Petitioners, vs. Martin Lacey, as President of the Transportation Trades Council of the Port of New York, etc., et al.

978

On petition for writ of certiorari to the Supreme Court of the State of New York, County of Kings.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, County of Kings, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Diamond Lines, Inc., Black Diamond Steamship Corporation, et al., Petitioners, vs. Inga Peterson, as Administratrix of the Estate of Charles M. Peterson, Deceased, et al.

981

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Steamship "Black Gull", American Diamond Lines, Inc., et al., Petitioners,
982 vs.
Inga Peterson, as Administratrix of the Estate of Charles M. Peterson, Deceased, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frey & Horgan Corporation, Petitioner,
985 vs.
The Superior Court of the State of California in and for the City and County of San Francisco, et al.

On petition for writ of certiorari to the Supreme Court of the State of California.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chesapeake and Ohio Railway Company, Petitioner,
989 vs.
David M. Rich.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Emma M. Tousey, W. M. Phelps and Charles E. Egan, et al., Petitioners, vs. Wabash-Harrison Building Corporation, Debtor, et al.

993

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cyrus W. Beale and Ralph T. Catterall, Creditors, Petitioners, vs. Thomas B. Snead, Esq., Referee in Bankruptcy, Aubrey W. Binns, etc., et al.

1004

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert N. Harper, Petitioner, vs. Augustus P. Crenshaw, Jr., and Jo V. Morgan, as Administrators of the Estate of Augustus P. Crenshaw, Deceased, et al.

1010

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Stephen Callaghan, John M. McGrath and William T. Cowin, Trustees, etc., Petitioners,

1020 vs.

The Marine Midland Trust Company of New York, as Trustee, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Stephen Callaghan, John M. McGrath and William T. Cowin, Trustees, etc., Petitioners,

1021 vs.

City Bank Farmers Trust Company, as Successor Trustee, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Stephen Callaghan, John M. McGrath and William T. Cowin, Trustees, etc., Petitioners,

1022 vs.

Central Hanover Bank and Trust Company, as Trustee, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Stephen Callaghan, John M. McGrath and William T. Cowin, Trustees, etc., Petitioners,

1023 vs.

President and Directors of the Manhattan Company, as Trustees, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. M. Byllesby & Company, Petitioner,

1041 vs.

L. A. Welch.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cerro De Pasco Copper Corporation, Petitioner,

931 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Driscoll Benevolent Estate, Ltd., a Benevolent Trust Estate, etc., et al., Petitioners,
979 vs.
Everett S. Shipp, Commercial Standard Insurance Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Irving Trust Company, as Trustee in Bankruptcy of United Cigar Stores Company of America, et al., Petitioners,
1002 vs.
The United States of America, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harry Marifian, Petitioner,
1005 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Kolar, Petitioner,
1006 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John A. Fink, Petitioner,
1007 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carl Brukenfeld, Louis Krones and Philip Kerby, as a Preferred Stockholder's Committee, Petitioners,
1050 vs.
New York Railways Corporation, J. & W. Seligman & Co., G. M-P. Murphy & Co., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Connecticut Fire Insurance Company, Petitioner, vs. The Oakley Improved Building and Loan Company and Josie Ramsey. 984

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Central States Life Insurance Company, Petitioner, vs. The Koplar Company. 992

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harry L. Hopwood, Petitioner, vs. Abraham Lincoln Life Insurance Company. 996

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Memphis Natural Gas Company, Petitioner, — On petition for writ of certiorari
998 vs. — to the United States Circuit Court
J. B. Gully, State Tax Collector, et al. — of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James B. Gully, State Tax Collector, et al., Petitioners, — On petition for writ of certiorari
1025 vs. — to the United States Circuit Court
Memphis Natural Gas Company. — of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James B. Gully, State Tax Collector, et al., Petitioners, — On petition for writ of certiorari
1026 vs. — to the United States Circuit Court
Interstate Natural Gas Company. — of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pharaoh W. Johnson, William Dow Johnson and Orville Setters, Petitioners, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

1009

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gustave Freeman, Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

1012

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ben B. Laska, Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

1013

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Miguel A. Munoz, et al., (Public Service Commission of Puerto Rico), Petitioners,
986 vs.
Porto Rico Railway Light and Power Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Washington, Petitioner,
997 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,
1015 vs.
Chicago, Burlington & Quincy Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gavin W. Craig, Petitioner,
1043 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Weinblatt, Petitioner,
1044 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. V. Lane & Co., Inc., Petitioner,
1046 vs.
M. S. "Californian", Her Engines, Tackle, etc., and American-Hawaiian Steamship Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Williams Brothers Well Treating Corporation, Petitioner,
1068 vs.
The Dow Chemical Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had; it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: Joseph Poresky, Petitioner.
—, Original.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. H. Acker, et al., Appellants,
655 vs.
The United States of America, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, et al., Appellants,
656 vs.
J. M. Corrick, et al.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ethel M. Dorrance, et al., etc.,

Petitioners,

1017 vs.

J. H. Thayer Martin, State Tax Commissioner, etc.

A petition for rehearing having been filed in this case,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fred O. Morgan, Doing Business as Fred O. Morgan Sheep Commission Co., et al.,

Appellants,

686 vs.

The United States of America, et al.

On consideration of the motion of Mr. Solicitor General Reed that the mandate in this case issue immediately,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and that the mandate in this case issue immediatel

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following order:

O R D E R

All cases submitted and all business before the Court at thi term in readiness for disposition having been disposed of,

It is ordered by this Court that all cases on the docket be, and they hereby are, continued to the next term.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned to the time and place ap oin by law.

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MONDAY, OCTOBER 5, 1936.

At the Supreme Court Building, in the City of Washington, and District of Columbia, being the present Seat of the National Government of the United States, on the first Monday of October (being the 5th day of the same month) in the year of our Lord one thousand, nine hundred and thirty-six and of the Independence of the United States the one hundred and sixty-first, The Supreme Court of the United States met agreeably to law.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Ellis N. Slack, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Everett C. McKeage, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Harold Rosenwald, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

MONDAY, OCTOBER 5, 1936.

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Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Ellis N. Slack, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Everett C. McKeage, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Harold Rosenwald, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter C. English, It is ordered that Sidney Brooks Alexander, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that Joseph S. Diver, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Hill, It is ordered that James M. Smith, Jr., Esquire, of Ocala, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edgar Bronson Tolman, It is ordered that Harry G. Hershenson, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Hill, It is ordered that Wm. Logan Hill, Esquire, of Pensacola, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard E. Shands, It is ordered that R. Keith Kane, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Justin Miller, It is ordered that John Henry Bramlett, Esquire, of Asheville, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard E. Shands, It is ordered that Jonah H. Berman, Esquire, of Montgomery, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edgar Bronson Tolman, It is ordered that Edward Hershenson, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edgar Bronson Tolman, It is ordered that James B. McKeon, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David G. Smith, It is ordered that Francis Caminetti, Esquire, of Paterson, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Gaskins, It is ordered that Keith E. Moyer, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Meyer J. Sawyer, It is ordered that Joseph Gottland Brin, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Conlen, It is ordered that George Eugene Beechwood, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George P. Barse, It is ordered that Parker Wood, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Y. D. Mathes, It is ordered that Major T. Bell, Esquire, of Beaumont, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Horace Tillard Jones, It is ordered that James D. Hayes, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Emery J. Woodall, It is ordered that Lucy Connell Moore, of Marianna, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Emery J. Woodall, It is ordered that Henry E. Moore, Esquire, of Marianna, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas J. McFadden, It is ordered that Hazel Fay Harvey, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Cogger, It is ordered that Philip F. Biggins, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William D. Harris, It is ordered that James S. Brown, Jr., Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Homer L. McCormick, It is ordered that John W. Hardell, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Emery J. Woodall, It is ordered that R. V. Bottomly, Esquire, of Great Falls, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. G. Bowdoin Craighill, It is ordered that Alfred E. Driscoll, Esquire, of Camden, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. G. Bowdoin Craighill, It is ordered that William Calvin Gotshalk, Esquire, of Camden, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alexander Holtzoff, It is ordered that Oscar S. Cox, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alexander Holtzoff, It is ordered that Sol Charles Levine, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lyman S. Hulbert, It is ordered that Oscar C. Strom, Esquire, of Gary, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lyman S. Hulbert, It is ordered that George W. Hulbert, Esquire, of Gary, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stanley D. Willis, It is ordered that Lilian M. Fish, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. Hilton Jackson, It is ordered that James William Sommerville, Esquire, of Arlington, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Prew Savoy, It is ordered that Wm. A. Gunning, Esquire, of Providence, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert H. McNeill, It is ordered that Samuel Lebowitz, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence Koenigsberger, It is ordered that Philip Rosenfeld, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Philip F. Herrick, It is ordered that Theodore J. Wool, Esquire, of Norfolk, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George M. Morris, It is ordered that James R. Morford, Esquire, of Wilmington, State of Delaware, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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No. —, Original.
Ex Parte: Harold Maniloff, et al., Petitioners.

Motion for leave to file petition for writ of mandamus submitted by Mr. Meyer Abrams for the Petitioner.

No. —, Original.
Ex Parte: Lee Nichols, Petitioner.

Return to rule to show cause presented.

State of Wisconsin, et al., Complainants,
No. 4, Original. vs.
State of Illinois, et al.;

State of Michigan, et al., Complainants,
No. 5, Original. vs.
State of Illinois, et al.; and

State of New York, et al., Complainants,
No. 6, Original. vs.
State of Illinois, et al.

Semi-annual report of Sanitary District of Chicago, dated July 1, 1936, presented.

Commonwealth of Kentucky, Complainant,
No. 8, Original. vs.
State of Indiana.

Report No. 13 of Defendant, State of Indiana, presented.

State of Nebraska, Complainant,
No. 10, Original. vs.
State of Wyoming, et al.

Replication of Complainant to amended and supplemental answer of the Defendant, State of Wyoming, replication to the answer of the State of Colorado, and answer to the cross-bill of the State of Colorado presented.

State of Nebraska, Complainant,
No. 10, Original. vs.
State of Wyoming, et al..

Answer of Defendant, State of Wyoming, to cross-bill of the State of Colorado presented.

State of Nebraska, Complainant,
No. 10, Original. vs.
State of Wyoming, et al.

Replication of Defendant, State of Colorado, to the answer of Complainant, and replication to the answer of Defendant, State of Wyoming, to the cross-bill of the State of Colorado presented.

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Proclamation being made the Court is adjourned until Monday next at 12 o'clock.

MONDAY, OCTOBER 12, 1936.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Stanford Clinton, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that Harry William Stewart, Jr., Esquire, of West Palm Beach, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. King, It is ordered that Kneland C. Tanner, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Hughes, Jr., It is ordered that Abraham L. Schapiro, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Hughes, Jr., It is ordered that Bernard Charles Schiff, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gustav Drews, It is ordered that William Rosenzweig, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry A. Covington, It is ordered that Philip A. Carroll, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wendell Berge, It is ordered that Walter H. Gentsch, Esquire, of East Jaffrey, State of New Hampshire, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James J. Metcalfe, It is ordered that Joe E. Schoales, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald R. Richberg, It is ordered that Edgar J. Goodrich, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald R. Richberg, It is ordered that Herbert F. Goodrich, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William G. Feely, It is ordered that Archibald B. Dorman, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that James Melville Monsarrat, Esquire, of Honolulu, Territory of Hawaii, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Stanley Hinrichs, It is ordered that James E. McCabe, Esquire, of Longview, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Claude M. Houchins, It is ordered that Russell W. Kelsch, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James A. Cosgrove, It is ordered that Claude H. Stevens, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas J. McFadden, It is ordered that C. Kenneth Thies, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry Epstein, It is ordered that Roy Wiedersum, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. R. Bitzing, It is ordered that Eugene M. Caffey, Esquire, of Arlington, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that Otey McClellan, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. Stanley Ford, It is ordered that Milton T. Lasher, Esquire, of Edgewater, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred Schwertner, It is ordered that William Whynman, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alfred L. Bennett, It is ordered that Reuben L. Freeman, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Karl D. Loos, It is ordered that Frank F. Messer, Esquire, of Iowa City, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Karl D. Loos, It is ordered that Edward L. O'Connor, Esquire, of Des Moines, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. King, It is ordered that Merritt Barton, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Enrietto, It is ordered that Charles F. C. Arensberg, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Enrietto, It is ordered that Ella Graubart, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elias B. Hartle, It is ordered that Robt. H. McCauley, Esquire, of Hagerstown, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elias B. Hartle, It is ordered that J. Lloyd Harshman, Esquire, of Hagerstown, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elias B. Hartle, It is ordered that Charles F. Wagaman, Esquire, of Hagerstown, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elias B. Hartle, It is ordered that John Wagaman, Esquire, of Hagerstown, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elias B. Hartle, It is ordered that C. Walter Baker, Esquire, of Hagerstown, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elias B. Hartle, It is ordered that Daniel W. Doub, Esquire, of Hagerstown, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elias B. Hartle, It is ordered that Henry Holzapfel, 3rd, Esquire, of Hagerstown, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elias B. Hartle, It is ordered that William H. Bovey, Esquire, of Hagerstown, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elias B. Hartle, It is ordered that D. Angle Wolfinger, Esquire, of Hagerstown, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elias B. Hartle, It is ordered that Martin Van Buren Bostetter, Esquire, of Hagerstown, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that John E. Dougherty, Esquire, of Peoria, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that Irwin S. Rubelle, Esquire, of Peoria, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles T. Kemmerer, It is ordered that Leo J. Lucier, Esquire, of Des Moines, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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H. E. Woolsey,
Appellant,
vs.
256
Roy Best.

Appeal from the Supreme Court of the State of Colorado.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Colorado, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following orders of the Court:

Hugh A. Cannon,
Appellant,
vs.
94
State of Louisiana.

Appeal from the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Hugh A. Cannon,
Appellant,
94 vs.
State of Louisiana.

Appeal from the Supreme Court of the State of Louisiana.

Treating the appeal papers herein from the Supreme Court of the State of Louisiana as an application for a writ of certiorari;

ON CONSIDERATION WHEREOF, it is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hugh A. Cannon,
Appellant,
94 vs.
State of Louisiana.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John A. Timmons and Alice M. Timmons,
Appellants,
109 vs.
Security Savings Bank of Marshalltown, Iowa.

Appeal from the Supreme Court of the State of Iowa.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Iowa, and on motion to dismiss or affirm which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

The Drackett Company, Appellant, vs. The Chamberlain Company. — Appeal from the United States Circuit Court of Appeals for the Third Circuit.

116

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and on motion to dismiss which was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

The Drackett Company, Petitioner, vs. The Chamberlain Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

116

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied for the reason that application therefor was not made within the time provided by law.

Per Mr. Chief Justice Hughes.

Thomas Bracken, Thomas McAvoy, Harry Aarons and Alex Reid, Petitioners, vs. Securities and Exchange Commission. — Order allowing certiorari.

130

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Thomas Bracken, Thomas McAvoy, Harry Aarons and Alex Reid, Petitioners, vs. Securities and Exchange Commission.

130

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York with directions to vacate its decree and to dismiss the proceeding upon the ground that the cause is moot.

Per Mr. Chief Justice Hughes.

State of Wisconsin, ex rel. Saylesville Cheese Manufacturing Company, Appellant, vs. A. G. Zimmerman, Circuit Judge of Branch No. 1 of the Circuit Court for the Ninth Judicial Circuit of the State of Wisconsin.

134

Appeal from the Supreme Court of the State of Wisconsin.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Wisconsin, and on motion to dismiss or affirm which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Banner Cleaners & Dyers, Inc., Appellant, vs. The State of Louisiana. — Appeal from the Supreme Court of the State of Louisiana.

149

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and on motion to dismiss or affirm which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Leroy E. Eastman, Appellant, vs. The State of Ohio. — Appeal from the Supreme Court of the State of Ohio.

157

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a final judgment.

Per Mr. Chief Justice Hughes.

Arthur J. Ham, Insurance Commissioner of the State of Wyoming, Appellant, vs. The Equitable Life Assurance Society of the United States. — Appeal from the Supreme Court of the State of Wyoming.

174

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Wyoming, and on motion to dismiss which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Bennie Glover, Appellant, vs. Lacey Simpson, Warden, Kansas State Penitentiary. — Appeal from the Supreme Court of the State of Kansas.

252

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Kansas, and on motion to dismiss which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Mike J. Lindway, Appellant, | Appeal from the Supreme Court
265 vs. | of the State of Ohio.
The State of Ohio.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and on motion to dismiss or affirm which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Mike J. Lindway, Petitioner, | On petition for writ of certiorari
265 vs. | to the Supreme Court of the State
The State of Ohio. | of Ohio.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Florence M. Dederick, Appellant, | Appeal from the Supreme Court of
282 vs. | the State of New Hampshire.
Robert W. Smith.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of New Hampshire, and on motion to dismiss or affirm which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

C. A. Skipper, Appellant,

289 vs.

Doyle Schumacher, as Sheriff of

Highlands County, Florida.

ON CONSIDERATION of the motion for leave to file an amended statement as to jurisdiction in this cause,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

C. A. Skipper, Appellant,

289 vs.

Doyle Schumacher, as Sheriff of

Highlands County, Florida.

Appeal from the Supreme Court of the State of Florida.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Florida, and on motion to dismiss or affirm which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

C. A. Skipper, Appellant,

289 vs.

Doyle Schumacher, as Sheriff of

HighlandsCounty, Florida.

Appeal from the Supreme Court of the State of Florida.

Insofar as the papers whereon the appeal was allowed seek review of the rulings of the Supreme Court of Florida upon questions of the asserted denial of rights under the Federal Constitution not involving the validity of any statute of the State, such papers are treated as a petition for writ of certiorari;

ON CONSIDERATION WHEREOF, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Polk Company, Appellant,

290 vs.

Nathan Mayo, as Commissioner of Agriculture of the State of Florida.

ON CONSIDERATION of the motion for leave to amend the statement as to jurisdiction in this cause,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

The Polk Company, Appellant,

290 vs.

Nathan Mayo, as Commissioner of Agriculture of the State of Florida.

Appeal from the Supreme Court of the State of Florida.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Florida, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Winston Bros. Company, Appellant,

338 vs.

Harry R. Stover.

Appeal from the Supreme Court of the State of Washington.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and on motion to dismiss or affirm which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed (1) for the want of a substantial federal question; (2) for the reason that the judgment sought here to be reviewed is based upon a non-federal ground adequate to support it.

Per Mr. Chief Justice Hughes.

Winston Bros. Company, Appellant,
338 vs.
Harry Stover.

ON CONSIDERATION of the motion of the appellee to allow damages in this cause,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted, and that damages of one thousand dollars, payable to appellee, be taxed against the appellant.

Per Mr. Chief Justice Hughes.

Helen M. Torinus, Appellant,
353 vs.
Roy F. Johnson, The Auditor of Washington County, Minnesota, et al.

Appeal from the Supreme Court of the State of Minnesota.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

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The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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Ex Parte: Thomas P. Merriam, Petitioner.
—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of habeas corpus herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: Joseph Lesser, Petitioner.
—, Original.

ON CONSIDERATION OF THE motion for leave to file a petition for writ of habeas corpus herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: Norman T. Whitaker, Petitioner.
—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of habeas corpus herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: T. J. Hamilton, Petitioner.
—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of habeas corpus herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: Elza G. Wyatt, Petitioner.
—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of habeas corpus herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: William Franklyn Wiltse, Petitioner.

—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of habeas corpus herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: Douglas Van Horne, Petitioner.

—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of mandamus herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: Harold Maniloff, Petitioner.

—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of mandamus herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: Lee Nichols, as State Tax Commissioner
of the State of North Dakota, Petitioner.
—, Original.

ON MOTION for leave to file petition for writ of mandamus and rule to show cause thereupon issued.

ON CONSIDERATION of the motion for leave to file a petition for writ of mandamus and return to rule to show cause herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied; and that the rule to show cause herein be, and the same is hereby, discharged.

Per Mr. Chief Justice Hughes.

State of Wisconsin, et al., Complainants,
4, Original. vs.
State of Illinois and Sanitary District
of Chicago, et al.;

State of Michigan, et al., Complainants,
5, Original. vs.
State of Illinois and Sanitary District
of Chicago, et al.; and

State of New York, et al., Complainants,
6, Original. vs.
State of Illinois and Sanitary District
of Chicago, et al.

The semi-annual report of the Sanitary District of Chicago, dated July 1, 1936, is received and ordered filed.

Per Mr. Chief Justice Hughes.

Commonwealth of Kentucky, Complainant,
8, Original. vs.
State of Indiana, et al.

Report No. 13 of the Defendant, State of Indiana, is received and ordered filed.

Per Mr. Chief Justice Hughes.

The State of Nebraska, Complainant,
10, Original. vs.
The State of Wyoming, Defendant, and the
State of Colorado, Impleaded Defendant.

The replications of Nebraska to the amended and supplemental answer of Wyoming and the answer of Colorado, the answers of Nebraska and Wyoming to the cross-bill of Colorado, and the replications of Colorado to the answers of Nebraska and Wyoming are received and filed.

IT IS ORDERED that the authority granted Michael J. Doherty, Esq., the Special Master, by the provisions of the order entered herein on October 14, 1935, shall be deemed to embrace like authority in relation to the issues raised by the pleadings above mentioned.

Per Mr. Chief Justice Hughes.

Forest Marvel, Petitioner,
212 vs.
Fred G. Zerbst, Warden of the United States Penitentiary, Leavenworth, Kansas.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Forest Marvel, Petitioner,

212 vs.

Fred G. Zerbst, Warden of the United States Penitentiary, Leavenworth, Kansas.

ON CONSIDERATION of the motion for leave to proceed in forma pauperis herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Robert E. Hammersmith, Petitioner,

129 vs.

Joseph H. Brophy, Warden of Auburn State Prison, Auburn, New York.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert E. Hammersmith, Petitioner,

129 vs.

Joseph H. Brophy, Warden of Auburn State Prison, Auburn, New York.

On petition for writ of certiorari to the Supreme Court of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cephas F. Perkins and his wife
Louise E. Perkins, Petitioners,
150 vs.
The Honorable Supreme Court of
the State of Arizona, et al.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cephas F. Perkins and his wife
Louise E. Perkins, Petitioners,
150 vs.
The Honorable Supreme Court of
the State of Arizona, et al.

On petition for writ of certiorari to the Supreme Court of the State of Arizona.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Arizona, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Wolker, Petitioner,
165 vs.
Electric Ferries, Inc.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Wolker, Petitioner,
165 vs.
Electric Ferries, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Owens, Petitioner,
168 vs.
The United States of America.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Owens, Petitioner,
168 vs.
The United States of America.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mathilda Chamblin, Petitioner,

176 vs.

Charles Edward Chamblin, et al.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mathilda Chamblin, Petitioner,

176 vs.

Charles Edward Chamblin, et al.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James Norton, Petitioner,

178 vs.

Fred G. Zerbst, Warden, United States Penitentiary, Leavenworth, Kansas.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James Norton, Petitioner,
178 vs.
Fred G. Zerbst, Warden, United States Penitentiary, Leavenworth, Kansas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward E. Rehmeyer and Essie Rehmeyer, his wife, Petitioners,
211 vs.
First National Bank in New Freedom.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward E. Rehmeyer and Essie Rehmeyer, his wife, Petitioners,
211 vs.
First National Bank in New Freedom.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Karl J. Krueger, Petitioner,

249 vs.

The United States.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Karl J. Krueger, Petitioner,

249 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Richard G. L. Paige, Petitioner,

277 vs.

Commonwealth of Virginia.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Richard G. L. Paige, Petitioner,
277 vs.
Commonwealth of Virginia.

On petition for writ of certiorari to the Corporation Court of the City of Norfolk, State of Virginia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Corporation Court of the City of Norfolk, State of Virginia, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James J. O'Brien, Petitioner,
300 vs.
Honorable Murray Hulbert, Judge of the United States District Court for the Southern District of New York, et al.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James J. O'Brien, Petitioner,
300 vs.
Honorable Murray Hulbert, Judge of the United States District Court for the Southern District of New York, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anna Yannish, Petitioner,

302 vs.

The New York Central Railroad Company.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anna Yannish, Petitioner,

302 vs.

The New York Central Railroad Company.

On petition for writ of certiorari to the Supreme Court of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Roscoe Luke, Petitioner,

380 vs.

The United States of America.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Roscoe Luke, Petitioner,
380 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lawrence Marks, Petitioner,
450 vs.
Joseph W. Moore, et al.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lawrence Marks, Petitioner,
450 vs.
Joseph W. Moore, Frank I. Hanscomb, Bernard J. Fagan, etc., et al.

On petition for writ of certiorari to the Supreme Court of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Appellant,

98 vs.

Curtiss-Wright Export Corporation, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The Chippewa Indians of Minnesota, Appellants,

228 vs.

The United States, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Wayne County Board of Review, et al., Appellants,

253 vs.

Great Lakes Steel Corporation.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

West Coast Hotel Company, Appellant,

293 vs.

Ernest Parrish, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Legh R. Powell, Jr., et al., Appellants,

295 vs.

The United States of America, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Isbrandtsen-Moller Co., Inc., Appellant,

307 vs.

The United States of America, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Hartford Steam Boiler Inspection and

Insurance Company, et al., Appellants,

355 vs.

William B. Harrison, Insurance Commissioner.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Midland Realty Company, Appellant,

217 vs.

Kansas City Power & Light Company.

ON CONSIDERATION of the motion for leave to file the statement of jurisdiction in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Midland Realty Company, Appellant,

217 vs.

Kansas City Power & Light Company.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

George Pope, et al., Appellants,

241 vs.

L. W. Blanton, County Judge, et al.

ON CONSIDERATION of the motion for leave to file the statement of jurisdiction in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

George Pope, et al., Appellants,

241 vs.

L. W. Blanton, County Judge, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Old Dearborn Distributing Company, Appellant,

226 vs.

Seagram-Distillers Corporation.

ON CONSIDERATION of the motion for leave to file the statement of jurisdiction in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Old Dearborn Distributing Company, Appellant,

226 vs.

Seagram-Distillers Corporation.

Probable jurisdiction is noted and the case is assigned for hearing immediately following Nos. 55 and 79.

Per Mr. Chief Justice Hughes.

Richmond Mortgage & Loan Corporation, Appellant,

235 vs.

Wachovia Bank and Trust Company, et al.

In this case probable jurisdiction is noted. Further consideration of the motion to dismiss is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

The North American Cement Corporation, Appellant,

108 vs.

Mark Graves, et al., etc.

Further consideration of the question of the jurisdiction of this Court in this case and of the motion to dismiss or affirm is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

The People of the State of New York, Upon the Relation of Richard Reid Rogers, Appellant,

139 vs.

Mark Graves, et al., etc.

Further consideration of the question of the jurisdiction of this Court in this case and of the motion to dismiss or affirm is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Marcus Hauge, Appellant,

175 vs.

The City of Chicago.

Further consideration of the question of the jurisdiction of this Court in this case and of the motion to dismiss or affirm is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

The People of the State of New York, ex
rel. C. Handasyde Whitney, Appellant,
218 vs.
Mark Graves, et al., etc.

Further consideration of the question of the jurisdiction of this Court in this case and of the motion to dismiss or affirm is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Stockholders of Peoples Banking Company
of Smithsburg, Maryland, Appellants,
298 vs.
Warren F. Sterling, Receiver, etc.; and

Stockholders of Hagerstown Bank and
Trust Company, Appellants,
299 vs.
Warren F. Sterling, Receiver, etc.

The motion for leave to file an amended statement of jurisdiction in these cases is granted. Further consideration of the question of the jurisdiction of this Court in these cases and of the motion to dismiss or affirm in No. 298 and of the motion to dismiss in No. 299 is postponed to the hearing of the cases on the merits.

Per Mr. Chief Justice Hughes.

The National Home for Disabled Volunteer Soldiers,
Danville, Illinois, and the Veterans' Administration, Order allowing
Petitioners, certiorari.
70 vs.
Harvey M. Wood, as Administrator of the Estate
of Walter Searles, Deceased.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States, Petitioner,

97 vs. Order allowing certiorari.

Percy K. Hudson.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

W. P. Brown & Sons Lumber Company,

et al., Petitioners, Order allowing certiorari.

100 vs.

Louisville & Nashville Railroad Company, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

District of Columbia, Petitioner,

103 vs. Order allowing certiorari.

Ethel Clawans.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Prairie Farmer Publishing Company,
Wallace Publishing Company and the Wisconsin Farmer Company, et al., Petitioners,
104 vs.
The Indiana Farmer's Guide Publishing Company. Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

A. L. Shapleigh, et al., Petitioners,
125 vs.
Pascual Mier. Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Kentucky Whip and Collar Company,
Petitioner,
138 vs.
Illinois Central Railroad Company. Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John Hancock Mutual Life Insurance
Company, Petitioner,
146 vs. Order allowing certiorari.
Mrs. Edna K. Yates.

The petition herein for a writ of certiorari to the Supreme Court of the State of Georgia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Employers Reinsurance Corporation,
Petitioner,
155 vs. Order allowing certiorari.
Randolph Bryant, United States District
Judge for the Eastern District of Texas.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Liggett and Myers Tobacco Co.,
Petitioner,
161 vs. Order allowing certiorari.
The United States.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Commonwealth of Massachusetts,

Petitioner,

162 vs. Order allowing certiorari.

The United States.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Liggett and Myers Tobacco Co., on Behalf of the Commonwealth of Massachusetts, Petitioner,

163 vs. Order allowing certiorari.

The United States.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Henry C. Hill, Warden, United States North-eastern Penitentiary, Petitioner,

171 vs. Order allowing certiorari.

United States, ex rel. Joseph Weiner.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States, Petitioner,

172 vs. Order allowing certiorari.

The Seminole Nation.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Holyoke Water Power Company, Petitioner,

180 vs. Order allowing certiorari.

American Writing Paper Company, Inc.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Juan Bengzon, Petitioner,

214 vs. Order allowing certiorari.

The Secretary of Justice and Insular Auditor of the Philippine Islands.

The petition herein for a writ of certiorari to the Supreme Court of the Philippine Islands is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Osaka Shosen Kaisha Line, Claimant of the
Steamship "Santos Maru," Petitioner,
224 vs. Order allowing certiorari.
The United States of America.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Jose Matos, Petitioner,
227 vs. Order allowing certiorari.
Alonso Hermanos, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Edward T. Blair, Petitioner,
247 vs. Order allowing certiorari.
Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Homer S. Cummings, Attorney General of
the United States and W. A. Julian, as
Treasurer of the United States, Petitioners,
254 vs.
Deutsche Bank und Disconto-Gesellschaft.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Elmhurst Cemetery Company of
Joliet, Petitioner,
255 vs.
Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
257 vs.
The Midland Mutual Life Insurance Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Harold L. Ickes, Secretary of the Interior, Petitioner,
266 vs.
Mazine Z. Fox, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Harold L. Ickes, Secretary of the Interior, Petitioner,
267 vs.
Phillip Louis Parks, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Harold L. Ickes, Secretary of the Interior, Petitioner,
268 vs.
Jacob F. Ottmuller.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

George W. Taber, Treasurer of Payne County, Oklahoma, Petitioner,
280 vs.
Indian Territory Illuminating Oil Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Oklahoma is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Wayne United Gas Company, Petitioner,
305 vs.
Owens-Illinois Glass Company, Libby-Owens-Ford Glass Company, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

S. P. Kelly, Trustee in Bankruptcy for the Carlisle Packing Company, a Corporation, Bankrupt, Petitioner,
309 vs.
The United States of America, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Virginian Railway Company, Petitioner,

324 vs.

System Federation No. 40, Railway Employees Department of the American Federation of Labor, etc., et al. — Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Morley Construction Company, et al.,

Petitioners,

325 vs.

Maryland Casualty Company. — Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

186 vs.

Albert Fried. — Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is advanced and assigned for argument on Tuesday, November 10, next; following Nos. 24, 25, and 26.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
187 vs. Order allowing certiorari.
Benjamin Einhorn.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is advanced and assigned for argument on Tuesday, November 10, next, following Nos. 24, 25, and 26.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
207 vs. Order allowing certiorari.
Tex-Penn Oil Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Mr. Justice Roberts took no part in the consideration and decision of this application.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
208 vs. Order allowing certiorari.
M. L. Benedum.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Mr. Justice Roberts took no part in the consideration and decision of this application.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
209 vs. Order allowing certiorari.
F. B. Parriott.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Mr. Justice Roberts took no part in the consideration and decision of this application.

James M. Landis, et al., Petitioners,

221 vs. Order allowing certiorari.

The North American Company.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted, and the case is advanced and assigned for argument at the head of the call on Monday, November 9, next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

James M. Landis, et al., Petitioners,

222 vs. Order allowing certiorari.

American Water Works and Electric Company, Incorporated.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted, and the case is advanced and assigned for argument at the head of the call on Monday, November 9, next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

In the Matter of 620 Church Street
Building Corporation, et al.,
Petitioners.

271

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted, and the case is advanced and assigned for hearing immediately following No. 48.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

J. M. Lee, as Comptroller of the State of Florida, Petitioner,
106 vs.
The State of Florida, on Relation of Thomas B. Adams, etc., et al.

On petition for writ of certiorari to the Supreme Court of the State of Florida.

On consideration of the petition for a writ of certiorari to the Supreme Court of the State of Florida and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied for the want of final judgment.

Per Mr. Chief Justice Hughes.

C. M. Simpson, as Tax Collector of Duval County, Florida, Petitioner,
107 vs.
State of Florida, ex rel. Lane Drug Stores, Inc.

On petition for writ of certiorari to the Supreme Court of the State of Florida.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Florida, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied for the want of final judgment.

Per Mr. Chief Justice Hughes.

Hobart Iron Company, Petitioner,
192 vs.
Commissioner of Internal Revenue.

ON CONSIDERATION of the motion of the State of Minnesota for leave to file brief as amicus curiae in this cause,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Hobart Iron Company, Petitioner,
192 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Butler took no part in the consideration and decision of this application.

Continental Oil Company, Petitioner,
225 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, dismissed upon the ground that it is premature, without prejudice to a renewal of the application after action by the Court of Claims on the motion for amendment of the special findings.

Per Mr. Chief Justice Hughes.

Continental Oil Company, Petitioner,
225 vs.
The United States.

ON CONSIDERATION of the motion to defer consideration of the application for certiorari in this cause,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

G. Hilliard Ross, as Sole Acting Executor and Trustee, etc., Petitioner,
274 vs.
Mayor and Council of the Borough of Edgewater and the Borough of Edgewater.

ON CONSIDERATION of the motion of the State of New Jersey for leave to file brief as amicus curiae in this cause,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

G. Hilliard Ross, as Sole Acting Executor and Trustee Under the Last Will and Testament of William O. Ross, Deceased,

Petitioner,

274 vs.

Mayor and Council of the Borough of Edgewater and the Borough of Edgewater.

On petition for writ of certiorari to the Court of Errors and Appeals of the State of New Jersey.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Errors and Appeals of the State of New Jersey, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mariano Cu Unjieng, Petitioner,

244 vs.

The People of the Philippine Islands.

On petition for writ of certiorari to the Supreme Court of the Philippine Islands.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the Philippine Islands, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mariano Cu Unjieng, Petitioner,

244 vs.

The People of the Philippine Islands.

ON CONSIDERATION of the motion as to the printing of the record in this cause,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Arla Marjorie Reid, Petitioner,

352 vs.

The United States of America.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied for the reason that the Court, upon examination of the papers herein submitted, finds that the application for writ of certiorari was not made within the time provided by law.

Per Mr. Chief Justice Hughes.

Arla Marjorie Reid, Petitioner,

352 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Globe Knitting Works, Petitioner,

1 vs.

The Michigan Trust Company, Trustee Under the Will of Timothy Crowley.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

National Foods, Inc., Petitioner,
42 vs.
The United States.

On petition for writ of certiorari to The Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David G. Gustason, Petitioner,
45 vs.
Board of Osteopathic Examiners of the State of California, et al.

On petition for writ of certiorari to the Supreme Court of the State of California.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. M. Marret, Administrator of the Estate of W. P. Woodruff, Deceased, et al.,
Petitioners,
47 vs.
The United States.

On petition for writ of certiorari to The Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Interstate Trust & Banking Company and Southern Cypress Manufacturing Association, Petitioners,
52 vs.
Standard Lumber Company and Standard Lumber Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Doherty Research Company, Petitioner,
53 vs.
Vickers Petroleum Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Peerless Oil and Gas Company, Petitioner,
56 vs.
D. B. Heiner, Collector of Internal Revenue for the 23rd District of Pennsylvania.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Toy National Bank of Sioux City, Iowa, Petitioner,
57 vs.
Van W. Hammerstrom, as County Treasurer of Woodbury County, Iowa, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Iowa Joint Stock Land Bank of Sioux City, Iowa. Petitioner,
58 vs.
Van W. Hammerstrom, as County Treasurer of Woodbury County, Iowa, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Live Stock National Bank of Sioux City, Iowa, Petitioner,
59 vs.
Van W. Hammerstrom, as County Treasurer of Woodbury County, Iowa, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anna Laura Barnett and Maxine Sturges, Petitioners,
60 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. Leonard Underhill, Petitioner,
61 vs.
Berthe M. Lent.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. P. Sims, Petitioner,
65 vs.
H. Douglass, Trustee in Bankruptcy of the Estate of Arizona Rock Products Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ida H. Giesy, Ida Church Giesy, Executrix of the Estate of Andrew J. Giesy, Deceased, et al., Petitioners,
66 vs.
The First National Bank of Portland, Oregon, et al.

On petition for writ of certiorari to the Supreme Court of the State of Oregon.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Oregon, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Central Fibre Products Co., et al., Petitioners,
67 vs.
H. H. Hardin, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Sauk River Lumber Company, Petitioner,
68 vs.
Northern Pacific Railway Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Merinos Viesca Y Compania, Inc., Petitioner, vs. Pan American Petroleum & Transport Company, et al.	On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

69

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Natural Gas Company, Petitioner, vs. The United States.	On petition for writ of certiorari to the Court of Claims.

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ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rubye York, as Administratrix of the Estate of Leamon York, Deceased, Petitioner, vs. The Baltimore and Ohio Railroad Company.	On petition for writ of certiorari to the Court of Appeals of the State of Ohio, 1st Appellate District.

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ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Appeals of the State of Ohio, 1st Appellate District, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

D. & M. Machine Works, Frank Dalton and Jack McQuaid, Petitioners,
73 vs.
Texas Rubber & Specialty Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward P. Mertz, Petitioner,
75 vs.
Andrew W. Mellon, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Equitable Life Assurance Society of the United States, Petitioner,
76 vs.
Iva A. Day.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

F. W. Wade, Administrator of the Estate of T. J. Wade, Deceased, Petitioner,
78 vs.
Mrs. Pink Wade, Executrix Under the Will of the Estate of Frank Wade, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Arkansas.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Arkansas, and of the argument of counsel thereupon had.

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Central Illinois Electric and Gas Company, Petitioner,
80 vs.
Manufacturers Finance Company, W. A. Brewerton and Louis Clements, as Receivers, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. F. Moodey, Petitioner,
81 vs.
The Dale Consolidated Mines, a Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Standard Dredging Company, Claimant, Petitioner,
82 vs.
A. L. Kibadeaux.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harry A. Ballf, Petitioner,
83 vs.
Harry T. Kranz, District Manager, Twelfth United States Civil Service District, San Francisco, California, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Maryland Casualty Company, Petitioner,
84 vs.
First National Bank of Atlanta, Texas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

L. W. Baldwin and Guy A. Thompson, Trustees, Missouri Pacific Railroad Company, Debtor, Petitioners,
85 vs.
Ruth Huffman, Administratrix of the Estate of Albert H. Huffman, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henrietta M. Montague, Petitioner,
86 vs.
The New York Central Railroad Company, et al.

On petition for writ of certiorari to the Supreme Court of the State of Ohio.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

L. W. Baldwin and Guy A. Thompson, as Trustees, Missouri Pacific Railroad Company, Debtor, Petitioners,
87 vs.
Christine Nelson, as Administratrix of the Estate of E. E. Nelson, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

R. H. McNeill and Cora B. McNeill, Petitioners,
88 vs.
A. A. Lilly.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bibb Manufacturing Company, Petitioner,
90 vs.
J. T. Rose, Collector of Internal Revenue for the Collection District of Georgia.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. R. Rood, Petitioner,
91 vs.
J. R. Goodman, Postmaster, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Eugenia I. Henderson and Husband, Robert L. Henderson, Petitioners,
92 vs.
Lily James Kellahin, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Alcograph Company, Petitioner,
93 vs.
Electrical Research Products, Inc. and Western Electric Company, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Eastern or Emigrant Cherokees, Petitioners,
95 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Eastern or Emigrant Cherokees and Western or Old Settler Cherokees, Petitioners,

96 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alaska Steamship Company and Fidelity and Casualty Company of New York, Petitioners,

99 vs.

Walter Rooker.

On petition for writ of certiorari to the Supreme Court of the State of Washington.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Washington, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Adolph Weil, Petitioner,

101 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David Rumsey, Petitioner,
102 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chase National Bank of New York, etc.,
Ancillary Administrator, Petitioner,
110 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ira M. Petersime & Son, Petitioner,
111 vs.
John L. Robbins.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. Dale Wolfe, Petitioner,
112 vs.
The Texas Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. Dale Wolfe, Petitioner,
136 vs.
Shell Petroleum Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

California Iron Yards Corporation,
Petitioner,
113 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Stewart-Warner Corporation, Petitioner,
114 vs.
Jiffy Lubricator Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James H. Adamson, Petitioner,
115 vs.
Percy Adamson and Thomas Adamson.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Centrifugal Engineering and Patents Corporation, Petitioner,
117 vs.
The Black-Clawson Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Federal Crude Oil Company, et al., Petitioners,
vs.
Yount-Lee Oil Company, et al.

118

On petition for writ of certiorari to the Court of Civil Appeals of the State of Texas, 9th Supreme Judicial District.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Civil Appeals of the State of Texas, 9th Supreme Judicial District, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

M. W. Savage Factories, Incorporated, Debtor, and Eugene N. Best, et al., etc., Petitioners,
vs.
Hennepin County, Minnesota, et al.

119

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Phoenix Joint Stock Land Bank of Kansas City, Petitioner,
vs.
Harry M. Hotsenpiller.

120

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Phoenix Joint Stock Land Bank of Kansas City, Petitioner,
121 vs.
Harry M. Hotsenpiller.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. B. C. Fireproof Warehouse Company, Petitioner,
122 vs.
The Atchison, Topeka and Santa Fe Railway Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Remco Steamship Company and Caspar Lumber Company, Petitioners,
124 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Marion Steam Shovel Company, Petitioner,
126 vs.
William Bertino, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Damen and Jarvis Building Corporation, Petitioner,
127 vs.
Mechanics' Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Miami Beach and Jockey Club, Inc., Petitioner,
128 vs.
George H. Dern, as Secretary of War.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. A. Denson, Annie Love Dowdell Denson and Alma Goehler, Petitioners,
131 vs.
Provident Mutual Life Insurance Company of Philadelphia.

On petition for writ of certiorari to the Supreme Court of the State of Alabama.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Alabama, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles W. Darling, Petitioner,
132 vs.
American Gas and Power Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alex Mohr, Petitioner,
133 vs.
Great Lakes Transit Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert Hofeller, Trading as Bob Hofeller Candy Company, Petitioner,
135 vs.
Federal Trade Commission.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ojus Mining Company, Petitioner,
137 vs.
Manufacturers Trust Company and Alexander Lewis.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fidelity-Phenix Fire Insurance Company of New York and Hartford Accident and Indemnity Company, Petitioners,
140 vs.
John G. Murphy.

On petition for writ of certiorari to the Supreme Court of the State of Alabama.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Alabama, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles J. Hoeppel and John H. Hoeppel, Petitioners,
141 vs.
The United States of America.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James V. Martin, Petitioner,
142 vs.
Conway P. Coe, Commissioner of Patents.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Albert J. Zager, Petitioner,
144 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Federal Life Insurance Company, Petitioner,
145 vs.
Katarina Zebec.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chicago, Milwaukee, St. Paul and Pacific Railroad Company, Petitioner,
147 vs.
Paul Schiefelbein, Special Administrator of the Estate of Fred H. Schiefelbein, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Wisconsin.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Wisconsin, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. B. Morris, as Trustee in Bankruptcy of Frye Lettuce Farm, Inc., Petitioner,
148 vs.
Orcas Lime Co.

On petition for writ of certiorari to the Supreme Court of the State of Washington.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Washington, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jack J. Berry, Petitioner, vs. Hosey M. Harrell.

152

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Bradley Lumber Company of Arkansas, et al., Petitioners, vs. National Labor Relations Board, et al.

153

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Harriman National Bank and Trust Company of the City of New York, et al., Petitioners, vs. Julia M. Gimbel and Louis S. Gimbel, Jr., etc.

154

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The New York, New Haven and Hartford Railroad Company, Petitioner,
156 vs.
Gertrude E. Gelbin, as Administratrix of the Goods, Chattels and Credits of Edward Gelbin, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Daniel Needham, Receiver, Petitioner,
158 vs.
Arthur P. Bickford, Receiver.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Leonard Weisman, Petitioner,
159 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fluid Packed Pump Company and Joseph G. Richardson, Petitioners,
160 vs.
El Dorado Foundry Machine & Supply Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Metropolitan Life Insurance Company, Petitioner,
164 vs.
L. N. Day, Trustee of the Estate of Frank Baumgartoker (a Missing Person).

On petition for writ of certiorari to the District Court of Appeal of the State of California, 1st Appellate District, Division Two.

ON CONSIDERATION of the petition for a writ of certiorari herein to the District Court of Appeal of the State of California, 1st Appellate District, Division Two, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. P. Weber, Petitioner,
166 vs.
The Texas Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Capital Endowment Company, Petitioner,
169 vs.
State of Ohio, ex rel. Paul A. Warner, Superintendent of Building and Loan Associations of the State of Ohio, etc., et al.

On petition for writ of certiorari to the Supreme Court of the State of Ohio.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Samuel Mintz, Petitioner,
170 vs.
Hornblower & Weeks, a Co-partnership.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Kishan Singh, Petitioner,
173 vs.
District Director of Immigration.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward Brower, Petitioner,
177 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States, on Relation of Sierra Land and Water Company, Petitioner,
179 vs.
Harold L. Ickes, as Secretary of the Interior.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

National Lock Co., Petitioner,
181 vs.
Myer N. Rosengard.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

F. A. Pease, Petitioner,
182 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William S. Hicks, Petitioner,
183 vs.
The Mutual Life Insurance Company of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Auditorium Conditioning Corporation, Petitioner,
184 vs.
Warner Brothers Pictures, Inc., and Warner Brothers Theatres, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner, vs. National City Bank of New York. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

185

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bronx County Trust Company, as Successor to Fordham National Bank in New York, Petitioner, vs. A. Bruce Bielaski and Keyes Winter, as Surviving Trustees in Bankruptcy of Benedict Metal Works, Inc. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

188

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Citizens National Bank of Meridian, et al., Petitioners, vs. Robert Golden. — On petition for writ of certiorari to the Supreme Court of the State of Mississippi.

189

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Mississippi, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Citizens National Bank of Meridian, et al., Petitioners, vs. Lamar Pigford. — On petition for writ of certiorari to the Supreme Court of the State of Mississippi.

190

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Mississippi, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Citizens National Bank of Meridian, et al., Petitioners, vs. Miss Lula Belle Allen. — On petition for writ of certiorari to the Supreme Court of the State of Mississippi.

191

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Mississippi, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Citizens National Bank of Meridian, et al., Petitioners, vs. Mrs. Sylvia G. Bullard. — On petition for writ of certiorari to the Supreme Court of the State of Mississippi.

259

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Mississippi, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gold and Stock Telegraph Company,
Petitioner,
194 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pacific and Atlantic Telegraph Company,
Petitioner,
195 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Northwestern Telegraph Company,
Petitioner,
196 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Northwestern Telegraph Company,
Petitioner,
197 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Samuel Newhoff, Petitioner,
198 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Potomac Electric Power Company,
Petitioner,
199 vs.
The United States of America.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mutual Building and Loan Association, Western Hardwood Lumber Company, Hammond Lumber Company, et al., Petitioners,
200 vs.
John O. King and Helene W. King.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. M. Gottman & Company, Petitioner,
201 vs.
The United States.

On petition for writ of certiorari to the U. S. Court of Customs and Patent Appeals.

ON CONSIDERATION of the petition for a writ of certiorari herein to the U. S. Court of Customs and Patent Appeals, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Travelers Indemnity Company, Petitioner,
202 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Travelers Indemnity Company, Petitioner, vs. Commissioner of Internal Revenue.

203

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Travelers Fire Insurance Company, Petitioner, vs. Commissioner of Internal Revenue.

204

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Travelers Indemnity Company, Petitioner, vs. Commissioner of Internal Revenue.

205

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Travelers Fire Insurance Company, Petitioner,
206 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Martin Engebretson, Trustee of the Estate of the Brictson Manufacturing Company, Bankrupt, Petitioner,
210 vs.
John T. Marcell, Harry S. Byrne and John D. Wear, Trustees.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Maryland and Virginia Milk Producers Association, Incorporated, Petitioner,
213 vs.
Melvin C. Hazen, George E. Allen and Daniel I. Sultan, etc., et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ray L. Riley, Controller of the State of California, et al., Petitioners,
215 vs.
Worcester County Trust Company, Executor.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bertie Dattel, Petitioner,
219 vs.
Jefferson Standard Life Insurance Company and Julian Price, Trustee.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Oliver Typewriter Co., Petitioner,
220 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Massachusetts Bonding and Insurance Company, Petitioner,
223 vs.
Henry Anderegg, Henry Nageli, Walter Anderegg and P. E. Roth.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Saltz Brothers, Incorporated, et al., Petitioners,
229 vs.
Lewis Saltz and S. Thomas Saltz.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy D. Brookins, Petitioner,
230 vs.
The Ohio Bell Telephone Company.

On petition for writ of certiorari to the Supreme Court of the State of Ohio.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Security Trust Company, Trustee, et al., Petitioners,
231 vs.
H. L. Baker, Auval Baker, Union Bank and Trust Company, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Stacy G. Carkhuff, Petitioner,
232 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward J. McNamara, Petitioner,
233 vs.
State of New Jersey.

On petition for writ of certiorari to the Court of Errors and Appeals of the State of New Jersey.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Errors and Appeals of the State of New Jersey, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. W. Crew, Sr., and J. Winfield Crew, Jr., Petitioners,
234 vs.
Simmons Company, Roanoke Bank & Trust Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Massman Construction Company, Petitioner,
236 vs.
Thomas Nelson.

On petition for writ of certiorari to the Kansas City Court of Appeals of the State of Missouri.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Kansas City Court of Appeals of the State of Missouri, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Western Wheeled Scraper Company, Petitioner,
237 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Columbia Casualty Company, Petitioner,
238 vs.
Industrial Accident Commission, Bertha R. Ridgway, et al., etc.

On petition for writ of certiorari to the Supreme Court of the State of California.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Columbia Casualty Company, Petitioner,
239 vs.
Industrial Accident Commission, Mrs. Sebastiana Rubio, et al., etc.

On petition for writ of certiorari to the Supreme Court of the State of California.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Columbia Casualty Company, Petitioner,
240 vs.
Industrial Accident Commission, Sophronia A. Westmoreland, et al.

On petition for writ of certiorari to the Supreme Court of the State of California.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Erie Railroad Company, Petitioner,
242 vs.
Martin Leuthe.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, on the Relation of Lillian H. Rhodes,
Petitioner,
245 vs.
Guy T. Helvering, Commissioner of Internal Revenue, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harry Wardman, Petitioner,
246 vs.
Arthur E. Leopold and Milton Rindler, Trading as Leopold & Rindler.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Columbian National Life Insurance Company, Petitioner,
248 vs.
Mary R. Comfort.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Manila Gas Corporation, Petitioner,
250 vs.
The Collector of Internal Revenue.

On petition for writ of certiorari to the Supreme Court of the Philippine Islands.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the Philippine Islands, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Maryland Casualty Company, Massachusetts Bonding & Insurance Company, et al., Petitioners,
251 vs.
Irving Trust Company, as Trustee in Bankruptcy of Empire Bond & Mortgage Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States, Petitioner,
258 vs.
Frank H. Gage, Surviving Partner
of Rousmaniere, Williams & Co.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James Magurno, Petitioner,
261 vs.
John J. O'Neil, Trustee in Bankruptcy of Steinreich Associates, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Himelhock Brothers and Company,
Petitioner,
262 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Archie M. Andrews, Petitioner,
263 vs.
J. Walter Drake and Hupp Motor Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Pennsylvania Railroad Company and the Pittsburgh & Lake Erie Railroad Company, Petitioners,
264 vs.
The Pittsburgh, Lisbon & Western Railroad Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary B. Lavely, et al., Petitioners,
269 vs.
Young Women's Christian Association of Pittsburgh, et al.

On petition for writ of certiorari to the Supreme Court of the State of Pennsylvania.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Pennsylvania, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Silvestro Carolla and Sam Alonzo, Petitioners,
270 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Reeves Brothers Company, Petitioner,
272 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sarah P. Suisman, Petitioner,
273 vs.
The Hartford-Connecticut Trust Co., as Executor.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Knox-Powell-Stockton Co., Inc., Ltd., Bankrupt, and V. W. Erickson, Trustee, Petitioners,

275 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Blue Ridge Oil Company, Ltd., L. F. Copeland, Receiver in Equity, Petitioners,

281 vs.

Nat Rogan, United States Collector of Internal Revenue for the Sixth Collection District of California.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James B. Johnson, Petitioner,

276 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Van Tassel Real Estate and Live Stock Company, Petitioner,
278 vs.
The City of Cheyenne, a Municipal Corporation, et al.

On petition for writ of certiorari to the Supreme Court of the State of Wyoming.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Wyoming, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gulf, Mobile and Northern Railroad Company, Petitioner,
279 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Fourth National Bank in Wichita, Kansas, Executor of the Estate of Howard M. Case, Deceased, Petitioner,
283 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Willoughby M. Stuart, Jr., Petitioner,
284 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. P. Anderson Estate, Inc., et al.,
Petitioners,
286 vs.
H. A. Payne, County Auditor of the County of Los Angeles, et al.

On petition for writ of certiorari to the District Court of Appeal of the State of California, 2nd Appellate District.

ON CONSIDERATION of the petition for a writ of certiorari herein to the District Court of Appeal of the State of California, 2nd Appellate District, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Preble Corporation, Petitioner,
287 vs.
Carroll H. Wentworth, et al., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Ohio, on the Relation of Thomas F. Lewis, a Taxpayer, etc., Petitioner,
288 vs.
Joel V. Zupnik, Andrew J. Hagan, Harley H. Moffett, et al., etc.

On petition for writ of certiorari to the Supreme Court of the State of Ohio.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, on the Relation of Ollie V. Kessler and Ollie V. Kessler, Petitioners,
291 vs.
Mercur Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John L. Armstrong, as Executor, etc., Petitioner,
292 vs.
Corporation Counsel of the City of New York.

On petition for writ of certiorari to the Supreme Court of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sam Schweitzer, Petitioner,
294 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gertrude Vanderbilt Whitney, Cornelius Vanderbilt Whitney, et al.,
Petitioners,
296 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Boise Payette Lumber Company,
Petitioner,
297 vs.
Idaho Gold Dredging Corporation.

On petition for writ of certiorari to the Supreme Court of the State of Idaho.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Idaho, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Roberts Brining & Co., Ltd., T. Walton (London) Ltd., et al., etc., Petitioners,

301 vs.

Steamship "Floridian," Her Engines, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bruno V. Bitker, Individual Trustee, Petitioner,

303 vs.

Hotel Duluth Company, Debtor.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bruno V. Bitker, Individual Trustee, Petitioner,

304 vs.

Hotel Duluth Company, Debtor.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Genevieve Hernig, Petitioner,
306 vs.
Robert K. Bell and Oswald M. Grotty, Receivers for Quaker City Motor Coach Lines, Inc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. D. Saenger, Inc., Petitioner,
308 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hammond Lumber Company, Petitioner,
310 vs.
Ralph Compton.

On petition for writ of certiorari to the Supreme Court of the State of Oregon.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Oregon, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edmund S. Twining, Petitioner,
311 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Lincoln National Life Insurance Company, Petitioner,
313 vs.
Harriet O. Means.

On petition for writ of certiorari to the Court of Appeals of the State of Kentucky.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Appeals of the State of Kentucky, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Vawter, Petitioner,
314 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alexander Mirkowicz, Petitioner,
315 vs.
Reading Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lionel R. Barbour, Petitioner,
317 vs.
William George, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Zurich General Accident & Liability Insurance Company, Limited, Petitioner,
318 vs.
Manuel Luiz Martin.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

London & Provincial Marine & General Insurance Company, Ltd., Petitioner,
326 vs.
Kentucky Macaroni Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Royal Insurance Company, Ltd., Petitioner,
327 vs.
Kentucky Macaroni Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frederick S. Deitrick, Receiver of Federal National Bank of Boston, Petitioner,
333 vs.
Samuel L. Bailen.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Arizona, Complainant,

—, Original, 1935. vs.

The State of California, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wheeling Steel Corporation, Appellant,

663 O. T. 1935 vs.

Fred L. Fox, Tax Commissioner, etc., et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Howard Morf, doing business under the firm name and style of Pacific Wholesale Automobile Company, Appellant,

772 O. T. 1935 vs.

John D. Bingaman, Commissioner, etc.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States Fidelity and Guaranty Company, Appellant,

898 O. T. 1935 vs.

John D. Bingaman, Commissioner, etc.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frederick L. Morehead, as Warden of the City Prison
of the Borough of Brooklyn, Petitioner,
838 O. T. 1935 vs.
People ex rel. Joseph Tipaldo.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. L. Ashton, et al., Petitioners,
859 O.T. 1935 vs.
Cameron County Water Improvement District No. 1.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Silk Center Building, Inc., Petitioner,
977 O.T. 1935 vs.
Commissioner of Internal Revenue.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. M. Piper, et al., Appellants,
991 O.T. 1935 vs.
John D. Bingaman, Commissioner, etc.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cyrus W. Beale, et al., Petitioners,
1004 O.T. 1935 vs.
Thomas B. Snead, Esquire, Referee, etc.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gavin W. Craig, Petitioner,
1043 O.T.1935 vs.
The United States of America.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Weinblatt, Petitioner,
1044 O.T.1935 vs.
The United States of America.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. V. Lane & Co., Inc., Petitioner,
1046 O.T.1935 vs.
M. S. "Californian."

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles Mozingo, Appellant,

1049 O.T.1935 vs.

Marion Steam Shovel Company.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Grace DeBenque, Petitioner,

1051 O.T.1935 vs.

The United States of America.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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John Pelkes and Evelyn H. Treinies, Petitioners,

379 vs.

Katherine Mason and T. R. Mason, her husband.

Motion for an order designating parts of the record to be printed submitted by Mr. Webster Ballinger for the Petitioners in support of the motion and by Mr. John P. Gray for the Respondents in opposition thereto.

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State of Missouri, Creditor, Petitioner,

3 vs.

John T. Ross, Trustee, et al.

Submitted by Mr. Gilbert Lamb for the Petitioner, and by Mr. Edgar H. Wayman for the Respondent.

Hyman Wainer, Louis Wainer, et al., Petitioners,

51 vs.

The United States of America.

Argued by Mr. John E. Dougherty for the Petitioner, and by Mr. Gordon Dean for the Respondent.

Jean Bourdieu, Petitioner,

2 vs.

Pacific Western Oil Company, et al.

Argued by Mr. Archibald B. Dorman for the Petitioner, and by Mr. Herbert W. Clark for the Respondents.

Frank M. McKey, Trustee in Bankruptcy, Petitioner,

4 vs.

Maurice Paradise, as Trustee; and

Frank M. McKey, Trustee in Bankruptcy, Petitioner,

5 vs.

Maurice Paradise, as Trustee.

Argued by Mr. Wm. E. Leahy for the Petitioner, and by Mr. Stanford Clinton for the Respondent.

Lewis J. Valentine, Police Commissioner
of the City of New York, et al., etc., Petitioners,

6 vs.

The United States of America on the
relation of B. Coles Heidecker;

Lewis J. Valentine, Police Commissioner of
the City of New York, et al., etc., Petitioners,

7 vs.

The United States of America on the
relation of George W. Heidecker; and

Lewis J. Valentine, Police Commissioner of
the City of New York, et al., etc., Petitioner,
8 vs.
The United States of America on the
relation of Aubrey Neidecker.

Argument commenced by Mr. Porter R. Chandler for the Petitioners.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

TUESDAY, OCTOBER 13, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Robert H. Jackson, It is ordered that Thurman W. Arnold, Esquire, of Laramie, State of Wyoming, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles H. Bates, It is ordered that Roy F. Shields, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harvey J. Gunderson, It is ordered that Andrew B. Gunderson, Esquire, of Vermillion, State of South Dakota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dwight Taylor, It is ordered that Everett H. Wells, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward L. O'Connor, It is ordered that John Connolly, Jr., Esquire, of Des Moines, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elden McFarland, It is ordered that G. W. A. Wilmer, Esquire, of Middletown, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis E. Spiegler, It is ordered Cornelius M. Feeley, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Webster Ballinger, It is ordered that Mark F. Mathewson, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Abraham C. Weinfeld, It is ordered that Benjamin B. Smith, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arlon V. Cushman, It is ordered that Harker M. Hittson, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Kenneth P. Mahony, It is ordered that Clyde S. De Mint, Esquire, of West Union, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert A. Jones, It is ordered that Earl Edwin Howard, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Lewis J. Valentine, Police Commissioner of the City of New York, et al., etc., Petitioners,

6 vs.

The United States of America on the relation of B. Coles Neidecker;

Lewis J. Valentine, Police Commissioner of the City of New York, et al., etc., Petitioners,

7 vs.

The United States of America on the relation of George W. Neidecker; and

Lewis J. Valentine, Police Commissioner of the City of New York, et al., etc., Petitioners,

8 vs.

The United States of America on the relation of Aubrey Neidecker.

Argument continued by Mr. Porter R. Chandler for the Petitioners and concluded by Mr. Frederic R. Coudert, Jr., for the Respondents.

P. J. Carlin Construction Co., et al., Petitioners,

9 vs.

Edward Heaney, et al.

Argued by Mr. E. C. Sherwood for the Petitioners and by Mr. Henry Epstein for the Respondents.

Joseph H. Barwise, et al., Appellants,

10 vs.

George H. Sheppard, as Comptroller, et al.

Argued by Mr. Wm. R. Watkins for the Appellants and by Mr. Wm. McCraw for the Appellees.

L. P. Chisholm, et al., Petitioners,

11 vs.

W. B. Gilmer, Receiver, etc.

Argued by Mr. Minitree J. Fulton for the Petitioners and by Mr. George Gilmer for the Respondent.

Pick Manufacturing Company, Petitioner,

12 vs.

General Motors Corporation, et al.

Argument commenced by Mr. Carl B. Rix for the Petitioner.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

WEDNESDAY, OCTOBER 14, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Hugh H. Obear, It is ordered that Albert Ritchie, Esquire, of New Rochelle, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Heber H. Rice, It is ordered that Franz W. Castle, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Heber H. Rice, It is ordered that Howard R. Brintlinger, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Heber H. Rice, It is ordered that Joseph J. Witry, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas Hayward Brown, It is ordered that James Warren Wright, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James C. Waters, Jr., It is ordered that Edward A. Simmons, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Great Northern Railway Company, Appellant,

20 vs.

State of Washington.

Submitted by Mr. F. G. Dorety, Mr. Thomas Balmer and Mr. Edwin C. Matthias for the Appellant; and by Mr. Geo. G. Mannan for the Appellee.

Pick Manufacturing Company, Petitioner,

12 vs.

General Motors Corporation, et al.

Argument continued by Mr. Carl B. Rix for the Petitioner, and concluded by Mr. John M. Zane for the Respondents.

John K. Valentine, as Chairman, etc., et al.,

Appellants,

13 vs.

The Great Atlantic & Pacific Tea Company, et al.;

John K. Valentine, as Chairman, etc., et al.,

Appellants,

14 vs.

Graham Department Stores Company, et al.; and

John K. Valentine, as Chairman, etc., et al.,

Appellants,

15 vs.

Walgreen Co., et al.

Argument commenced by Mr. Frank F. Messer for the Appellants; continued by Mr. Edward L. O'Connor for the Appellants; by Mr. J. G. Gamble for the Appellees; and concluded by Mr. Frank F. Messer for the Appellants.

Mechanics Universal Joint Company
and Grace Ekstrom, Administratrix,
etc., Petitioners,
17 vs.
A. B. Culhane, Receiver, etc.

Argument commenced by Mr. S. R. Kenworthy for the Petitioners.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, OCTOBER 15, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Charles M. Ireland, Jr., It is ordered that Felix A. Russell, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence Koenigsberger, It is ordered that Isadore D. Friedman, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles M. Ireland, Jr., It is ordered that Richard J. Cowling, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John C. White, It is ordered that E. C. Pyle, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James O'Connor Roberts, It is ordered that Todd W. Johnson, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Mechanics Universal Joint Company and
Grace Ekstrom, Administratrix, etc., Petitioners,
17 vs.
A. B. Culhane, Receiver, etc.

Argument continued by Mr. S. R. Kenworthy for the Petitioners; by Mr. Roy F. Hall and Mr. George P. Barse for the Respondent; and concluded by Mr. S. R. Kenworthy for the Petitioners.

M. J. Pufahl, as Receiver of the Austin
National Bank of Chicago, Petitioner,
18 vs.
Estate of Elvira J. Parks, Deceased.

Argument commenced by Mr. George P. Barse for the Petitioner; continued by Mr. Franz W. Castle for the Respondent; and concluded by Mr. George P. Barse for the Petitioner.

Baxter N. Foust, Administrator, etc., Petitioner,
19 vs.
Munson Steamship Lines, Debtor, etc.

Argued by Mr. Simone N. Gazan for the Petitioner and by Mr. Arthur M. Boal for the Respondent.

Essex Razor Blade Corporation, Petitioner,
21 vs.
Gillette Safety Razor Company.

Argument commenced by Mr. Geo. E. Middleton for the Petitioner.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo,

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Burnham Yung Kwai, It is ordered that Charles W. Palmer, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elden McFarland, It is ordered that Edward W. Merkel, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raymond Jones, It is ordered that Emery Robinson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Andrew Donald Kane, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James A. Frear, It is ordered that W. H. Brunner, Esquire, of Ukiah, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene F. Bogan, It is ordered that James W. Williams, Esquire, of Jackson, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ross Collins, It is ordered that Sanford M. Graham, Esquire, of Meridian, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Benjamin V. Cohen, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Thomas Gardiner Corcoran, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Edward H. Foley, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Walter L. Bowers, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Norman J. Morrissen, It is ordered that William M. Klein, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Norman J. Morrissen, It is ordered that Samuel Kraus, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Essex Razor Blade Corporation, Petitioner,

21 vs.

Gillette Safety Razor Company.

Argument continued by Mr. George E. Middleton for the Petitioner; by Mr. Henry R. Ashton for the Respondent; and concluded by Mr. George E. Middleton for the Petitioner.

William Fox, Petitioner,

23 vs.

Capital Company, a California Corporation.

Argued by Mr. Benjamin Reass for the Petitioner and by Mr. William D. Whitney for the Respondent.

Guy T. Helvering, Commissioner of

Internal Revenue, Petitioner,

27 vs.

Illinois Life Insurance Company.

Argued by Mr. Thurman W. Arnold for the Petitioner and by Mr. Samuel B. Kraus for the Respondent.

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Proclamation being made the Court is adjourned until Monday, October 19, next, at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
James C. McReynolds,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo,

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Harry Friedman, It is ordered that Harry Berman, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard H. Wilmer, It is ordered that Clare Martin Vroeman, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. G. Owen, It is ordered that Guy H. Woodward, Esquire, of Tulsa, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David L. Krooth, It is ordered that Charles Liebman, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David L. Krooth, It is ordered that Bernard Yedor, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas E. Knight, Jr., It is ordered that James J. Mayfield, Esquire, of Tuscaloosa, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John A. Selby, It is ordered that Robert P. Levis, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Abbot P. Mills, It is ordered that H. A. Wolff, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Abbot P. Mills, It is ordered that H. Lee Boatwright, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Prescott Batley, It is ordered that Dudley W. Orr, Esquire, of Concord, State of New Hampshire, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John A. Selby, It is ordered that Wm. Livingston Browning, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James W. Carmalt, It is ordered that John P. Matsen, Esquire, of Newton Centre, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Byrne, It is ordered that Franklin R. Wright, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore Rassieur, It is ordered that George M. Rassieur, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold H. Armstrong, It is ordered that W. Hugh Williams, Esquire, of Wyandotte, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gustave Miller, It is ordered that Lester B. Clark, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Abbot P. Mills, It is ordered that Frederick A. Ballard, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The Chief Justice announced the following orders of the Court:

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S. H. Kress & Company, F. W. Woolworth Company, J. J. Newberry Company, et al., Appellants,

384 vs.

Ed. C. Johnson, as Governor of the State of Colorado.

Appeal from the District Court of the United States for the District of Colorado.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the District of Colorado, and on motion to dismiss or affirm which was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered by this Court that the motion to affirm the decree in this cause be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED, ADJUDGED and DECREED by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Gladstone James, Appellant,

403 vs.

The State of Louisiana.

Appeal from the Supreme Court of the State of Louisiana.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a properly presented substantial federal question.

Per Mr. Chief Justice Hughes.

Gladstone James, Appellant,

403 vs.

The State of Louisiana.

Appeal from the Supreme Court of the State of Louisiana.

Insofar as the papers whereon the appeal was allowed seek a review of the rulings of the Supreme Court of Louisiana upon questions of the

asserted denial of rights under the Federal Constitution not involving the validity of any statute of the State, such papers are treated as a petition for writ of certiorari.

ON CONSIDERATION WHEREOF, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gladstone James, Appellant,

403 vs.

The State of Louisiana.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ralph Eisenhardt, Appellant,

417 vs.

The State of Louisiana.

Appeal from the Supreme Court of the State of Louisiana.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Ralph Eisenhardt, Appellant, Appeal from the Supreme Court of
417 vs. the State of Louisiana.
The State of Louisiana.

TREATING the appeal papers herein from the Supreme Court of the State of Louisiana as an application for a writ of certiorari;

ON CONSIDERATION WHEREOF, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ralph Eisenhardt, Appellant,
417 vs.
The State of Louisiana.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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Mrs. Inez Abel and Louise Abel,
Petitioners,
434 vs.
Ed Kennedy and Illinois Central Railroad Company.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. Inez Abel and Louise Abel,
Petitioners,
434 vs.
Ed Kennedy and Illinois Central
Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Pelkes and Evelyn H. Treines,
Petitioners,
379 vs.
Katherine Mason and T. R. Mason.

Upon consideration of the motion by Petitioners for an order designating the portions of the record to be printed, and of the brief of the Respondents on said motion, it is ordered that the parts of the record designated by the Petitioners in their motion and by the Respondents in their brief be printed, without prejudice to the authority of the Court to make such order as to costs as it may deem proper, if it appear that the Respondents have caused unnecessary parts of the record to be printed. Rule 13, Paragraph 9.

Per Mr. Chief Justice Hughes.

Carl W. McNeil, doing business as
McNeil's Liquor Store, Appellant,
372 vs.
Joseph Triner Corporation.

In this case probable jurisdiction is noted and the case is assigned for hearing immediately following No. 226.

Per Mr. Chief Justice Hughes.

The People of the State of New York,
ex rel. Annie Cohn, Appellant,
404 vs.
Mark Graves, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Harold H. Henneford, et al., Appellants,
418 vs.
Silas Mason Company, Inc., et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

William Lauro, et al., Appellants,
374 vs.
Wendell P. Barker, et al.

Further consideration of the question of the jurisdiction of this Court in this case and of the motion to dismiss or affirm is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Dirk De Jonge, Appellant,
123 vs.
The State of Oregon.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Dirk De Jonge, Appellant,

123 vs.

The State of Oregon.

ON CONSIDERATION of the motion for leave to proceed further in forma pauperis in this cause,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Shoshone Tribe of Indians of the Wind River Reservation in Wyoming, Petitioner,

216 vs.

The United States.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States, Petitioner,

328 vs.

Shoshone Tribe of Indians of the Wind River Reservation in Wyoming.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,

329 vs. Order allowing certiorari.

John J. Giles.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States, Petitioner,

330 vs. Order allowing certiorari.

Automatic Washer Company.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,

331 vs. Order allowing certiorari.

A. B. Leach & Co., Inc.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Francis I. DuPont, Edmund DuPont, Rhett DuPont, et al., etc., Petitioners,

332 vs. Order allowing certiorari.

The United States of America.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

United States of America, Which Sues for
the Use and Benefit of Charles P. Wilhelm,
Trustee, etc., et al., Petitioners,
335 vs.
Nellie Flynn Chain, Executrix of the Last
Will and Testament of James W. Flynn, Deceased.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Etienne Dugas, Petitioner,
340 vs.
American Surety Company of New York.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

W. T. Murphy, Petitioner,
312 vs.
City of Orlando, a Municipal Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Benjamin W. Freeman, Petitioner,
316 vs.
Premier Machine Company, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jefferson & Clearfield Coal & Iron Company, Indiana, Pennsylvania, Petitioner,
319 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. Edward Jones, Petitioner,
320 vs.
Securities and Exchange Commission.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Allie M. Turbeville, Petitioner, vs. Commissioner of Internal Revenue. 321

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Eastman Kodak Company, Petitioner, vs. The United States. 323

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fairbanks Court Wholesale Grocery Company, Petitioner, vs. Commissioner of Internal Revenue. 334

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Farmers' Loan and Trust Company (a Corporation) as Trustee, etc., Petitioner,

336 vs.

Frank Collis Bowers, as Executor of the Last Will and Testament of Frank K. Bowers, Deceased, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Farmers' Loan and Trust Company (a Corporation), as Trustee, etc., Petitioner,

337 vs.

Frank Collis Bowers, as Executor of the Last Will and Testament of Frank K. Bowers, Deceased, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. E. [illegible]rise, Receiver of the Fidelity Land and Investment Corporation, Petitioner, -

339 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lillian Scanlan, et al., Petitioners,
341 vs.
Gulf Bitulithic Company, et al.

On petition for writ of certiorari to the Court of Civil Appeals of the State of Texas, 1st Supreme Judicial District.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Civil Appeals of the State of Texas, 1st Supreme Judicial District, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ida May Peterson, Individually and as Trustee of the Estate of P. A. Peterson, Petitioner,
342 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Texas Utilities Company, Petitioner,
343 vs.
Harold L. Ickes, as Federal Emergency Administrator of Public Works, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alabama Power Company, Petitioner,
344 vs.
Harold L. Ickes, as Federal Emergency Administrator of Public Works, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alabama Power Company, Petitioner,
345 vs.
Harold L. Ickes, as Federal Emergency Administrator of Public Works, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

O R D E R

It is ordered that paragraph 6 of Rule 32 of the Rules of this Court be, and it is hereby, amended, effective November 2, 1936, by adding thereto the following provision:

> For preparing, on filing, for the printer, petitions for writs of certiorari, briefs, jurisdictional statements or motions when required by the Rules, or at the request of counsel when, in the opinion of the clerk, circumstances require, indexing the same, changing record references to conform to the pagination of the printed record, and supervising the printing, five dollars for each such petition, brief, jurisdictional statement or motion. Neither the the expense of printing nor the clerk's supervising fee shall be allowed as costs in the case.

O R D E R

The Court will take a recess from Monday, October 26, to Monday, November 9, next.

Per Mr. Chief Justice Hughes.

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W. H. H. Chamberlin, Inc., Appellant,

49 vs.

Elmer F. Andrews, Industrial Commissioner, etc.;

E. C. Stearns & Co., Appellant,

50 vs.

Elmer F. Andrews, Industrial Commissioner, etc.; and

Associated Industried of New York State, Inc.,

Appellant,

64 vs.

The Department of Labor of the State of New York, et al.

Motion for leave to file brief of Edward F. McClennen and Jacob J. Kaplan as amici curiae submitted by Mr. Edward F. McClennen.

W. H. H. Chamberlin, Inc., Appellant,

49 vs,

Elmer F. Andrews, Industrial Commissioner, etc.;

E. C. Stearns & Co., Appellant,

50 vs.

Elmer F. Andrews, Industrial Commissioner, etc.; and

Associated Industries of New York State, Inc., Appellant,

64 vs.

The Department of Labor of the State of New York, et al.

ON CONSIDERATION of the motion for leave to file brief of Edward F. McClennen and Jacob J. Kaplan as amici curiae in these cases,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Elmer Johnson, Petitioner,

472 vs.

Edward J. Hughes, Individually, etc., et al.

Motion to advance the time for Respondents to file opposing brief and for an injunction submitted by Mr. Frederick A. Ballard on behalf of counsel for the Petitioner.

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James B. Gully, State Tax Collector,

etc., Petitioner,

29 vs.

First National Bank in Meridian.

Argued by Mr. J. C. Floyd for the Petitioner and by Mr. R. E. Wilbourn for the Respondent.

State Board of Equalization, etc.,

et al., Appellants,

22 vs.

Young's Market Company, et al.

Argued by Mr. Walter L. Bowers for the Appellants and by Mr. M. J. Donnelly and Mr. Frederick H. Wood for the Appellees.

Estella Wadsworth Cate, et al., Petitioners,

30 vs.

Eliza Wadsworth Beasley, et al.

Argued by Mr. L. G. Owen for the Respondents and case submitted by Mr. Richard Wm. Stoutz for the Petitioners.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo,

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Sherman C. Shelton, It is ordered that Ira P. Miller, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jas. W. Morris, It is ordered that John W. Scott, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred A. Woodis, It is ordered that Harvey W. Goddard, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank W. Mondell, It is ordered that John A. Carruthers, Esquire, of Colorado Springs, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph Fairbanks, It is ordered that Walter E. Meyer, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Caesar Aiello, It is ordered that Raymond Sparks, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Shelby S. Faulkner, It is ordered that Chas. Lawrence Carlton, Esquire, of Fort Worth, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter L. Baumgartner, It is ordered that Arthur Garfield Higgs, Esquire, of Genesco, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter L. Baumgarter, It is ordered that S. P. New, Esquire, of Dublin, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Milton H. Wallace, It is ordered that W. Clifford Hendrix, Jr., Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Riordon, It is ordered that John H. Sutherland, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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F. A. Werk, Elsie Bieltz, et al., Appellants,

33 vs.

The Lorain Street Savings and Trust Company, et al.

Argument commenced by Mr. O. F. Goudy for the Appellants. The Court declined to hear further argument.

Joseph Loporto and Angelina Loporto, Appellants,

16 vs.

The Druiss Company, Inc.

Appeal from the Supreme Court of the State of New York, County of New York.

IT APPEARING to the Court that counsel for the respective parties have filed a stipulation providing for the dismissal of the appeal in this cause, each party to pay its own costs;

THEREFORE, in pursuance of said stipulation, it is ordered by this Court that the appeal herein be, and the same is hereby, dismissed, each party to pay its own costs.

Per Mr. Chief Justice Hughes.

The United States of America,

Petitioner,

34 vs.

Raymond Wood.

Argued by Mr. Assistant Attorney General McMahon for the Petitioner, and by Mr. William E. Leahy for the Respondent.

Jose Rivera Soler & Co., Inc., Petitioner,

31 vs.

The United Firemen's Insurance Company of Philadelphia.

Argued by Mr. Francis H. Dexter for the Petitioner, and by Mr. Henri Brown for the Respondent.

Samuel B. Smith, Petitioner,

35 vs.

A. B. Hall, et al.; and

Samuel B. Smith, Petitioner,

36 vs.

James Manufacturing Company and

Elmira Matcheries, Incorporated.

Argument commenced by Mr. Charles Neave for the Petitioner.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

WEDNESDAY, OCTOBER 21, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Arthur E. Paige, It is ordered that Frank E. Paige, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Timothy G. Histon, It is ordered that Gene W. Reordon, Esquire, of Texarkana, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert P. Smith, It is ordered that Leo F. Mohl, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas L. Blanton, It is ordered that John Matthews Blanton, Esquire, of Abilene, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stanley D. Willis, It is ordered that James Pollock Kohler, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Samuel B. Smith, Petitioner,

35 vs.

A. B. Hall, et al.; and

Samuel B. Smith, Petitioner,

36 vs.

James Manufacturing Company, et al.

Argument continued by Mr. Charles Neave for the Petitioner; by Mr. Thomas G. Haight for the Respondents in No. 35; by Mr. H. A. Toulmin for the Respondents in No. 36; by Mr. Arthur E. Paige for the Respondents in No. 35; and concluded by Mr. Albert L. Ely for the Petitioner.

The Atlantic Refining Company, Appellant,

40 vs.

Commonwealth of Virginia.

Argument commenced by Mr. T. Justin Moore for the Appellant.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, OCTOBER 22, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo,

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Drury W. Cooper, It is ordered that Clinton Blake Townsend, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George T. Buckingham, It is ordered that Edwin L. Harding, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph A. Cantrel, It is ordered that Samuel Milberg, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph A. Cantrel, It is ordered that Samuel B. Ohlbaum, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore E. Kein, It is ordered that Isaac M. Mills, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that Gerald S. Levin, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raymond Jones, It is ordered that Norman Tower Ball, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Preston B. Kavanagh, It is ordered that Philip A. Walker, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that Paul G. Koontz, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that William I. Sullivan, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raymond Jones, It is ordered that Joe Weber, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. H. Roberts, It is ordered that Lewis S. Pope, Esquire, of Nashville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. H. Roberts, It is ordered that Laurence B. Howard, Esquire, of Nashville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The Atlantic Refining Company, Appellant,

40 vs.

Commonwealth of Virginia.

Argument continued by Mr. T. Justin Moore for the Appellant; by Mr. Abram P. Staples for the Appellee; and concluded by Mr. T. Justin Moore for the Appellant.

The United States, Petitioner,

41 vs.

Robert Esnalt-Pelterie.

Three hours allowed for oral argument.

Argued by Mr. Drury W. Cooper for the Petitioner, and by Mr. Eugene V. Myers for the Respondent.

Southeastern Express Company,

Petitioner,

46 vs.

Pastime Amusement Company.

Submitted by Mr. Harry L. Greene for the Petitioner. No appearance for the Respondent.

Tennessee Publishing Company,

Petitioner,

48 vs.

American National Bank, et al.

Argument commenced by Mr. A. H. Roberts for the Petitioner.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

FRIDAY, OCTOBER 23, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo, Associates Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Benjamin Potoker, It is ordered that Paul Balsam, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thurman W. Arnold, It is ordered that Steuart Henderson Britt, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugh H. Obear, It is ordered that Robert T. Barton, Jr., Esquire, of Richmond, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nelson T. Hartson, It is ordered that Clinton H. Hartson, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gustave Miller, It is ordered that Bernard Louis Gangwill, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Henry Butler, It is ordered that Thomas Bruce Fuller, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph T. Owens, It is ordered that Robert Neill, Jr., Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George E. Adelin, It is ordered that Jacob K. Javits, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Clark, It is ordered that Caruthers Ewing, Jr., Esquire, of Memphis, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry Marcelli, It is ordered that Leighton Shields, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Tennessee Publishing Company,

Petitioner,

48 vs.

American National Bank, et al.

Argument continued by Mr. A. H. Roberts for the Petitioner; by Mr. Cecil Sims for the Respondents; and concluded by Mr. Lewis S. Pope for the Petitioner.

In the Matter of 620 Church Street Building Corporation, et al.,

Petitioners.

271

Leave granted Petitioners to file a reply brief within five days.

Argument commenced by Mr. Thomas E. Rein for the Petitioners; continued by Mr. Isaac M. Mills for the Petitioners; by Mr. Isaac T. Ferguson for the Respondents, Louis M. Quitman, et al.; by Mr. Geo. T. Buckingham for the Respondents, Chester R. Davis, et al.; and concluded by Mr. Thomas E. Rein for the Petitioners.

Bessie Villa and Max Peterson,

Appellants,

54 vs.

George S. Van Schaick, Superintendent of Insurance, etc.

Argued by Mr. Hartwell Cabell for the Appellants, and by Mr. Walter B. Herendeen for the Appellee.

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Proclamation being made the Court is adjourned until Monday, October 26th, next, at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
George Sutherland,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Samuel Flatow, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Harold Widetsky, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Richard A. Toomey, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Martin G. White, It is ordered that Troy Smith, Esquire, of Tyler, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas J. McFadden, It is ordered that Theodore Even Wolcott, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Martin G. White, It is ordered that May G. Thurmond, Esquire, of Tyler, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Benjmain F. Spellman, It is ordered that Howard Milton Spellman, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Roberts, It is ordered that LaVergne F. Guinn, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David G. Bress, It is ordered that Isaac W. Jacobs, Esquire, of Norfolk, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that Louis Max Gernsbacher, Esquire, of Galveston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick L. Pearce, It is ordered that Norman W. Baker, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick L. Pearce, It is ordered that Allen H. Gardner, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Townsend, It is ordered that Daniel N. Logan, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry Marselli, It is ordered that A. Ralph D'Andrea, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. P. J. J. Nicolaides, It is ordered that Clifford A. Russell, Esquire, of Sacramento, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Pick Manufacturing Company, Petitioner,	On writ of certiorari to the United
12 vs.	States Circuit Court of Appeals for
General Motors Corporation, Chevrolet	the Seventh Circuit.
Motor Company, and Buick Motor Company.	

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby remanded to the District Court of the United States for the Eastern District of Wisconsin.

Per Mr. Chief Justice Hughes.

Mr. Justice Van Devanter, Mr. Justice Stone, and Mr. Justice Roberts took no part in the consideration and decision of this cause.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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F. A. Werk, Elsie Bieltz and Gertrude Dahl, Appellants, vs. The Lorain Street Savings and Trust Company, et al.

Appeal from the Supreme Court of the State of Ohio.

33

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and on motion to dismiss or affirm which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a properly presented substantial federal question as to the validity of a statute of the State.

Per Mr. Chief Justice Hughes.

F. A. Werk, Elsie Bieltz and Gertrude Dahl, Appellants, vs. The Lorain Street Savings and Trust Company, et al.

Appeal from the Supreme Court of the State of Ohio.

33

In so far as the papers whereon the appeal was allowed seek a review of the rulings of the Supreme Court of Ohio upon questions of the asserted denial of rights under the Federal Constitution not involving the validity of any statute of the State, such papers are treated as a petition for writ of certiorari.

ON CONSIDERATION WHEREOF, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

In re: Holmes Hall.

No. —

This Court, by order of October 14, 1935, having directed the issue of a rule requiring Holmes Hall, of Richmond, Virginia, a member of the bar of this Court, to show cause why he should not be disbarred from further practice of the law in this Court for conduct unbecoming a member of the bar of this Court; and a rule having issued and said Holmes Hall having filed a return thereto;

And this Court, by order of December 9, 1935, having referred the rule to show cause and the return aforesaid, together with all papers relating to the matter, to Mr. J. Harry Covington, Mr. John Spalding Flannery and Mr. F. Regis Noel, of Washington, D. C., as a committee of the bar of this Court, to make such inquiry into the matter as should be necessary or appropriate and thereupon to report to this Court;

And the report of said committee with the exhibits thereto having been received and filed; and the said Holmes Hall having filed exceptions thereto;

And the Court, upon due consideration of the report of the committee, the exhibits filed therewith, and the exceptions to the report, being of the opinion that the said Holmes Hall has been guilty of conduct unbecoming a member of the bar of this Court,

NOW, THEREFORE, It is ordered that the findings of the committee embodied in the said report, be and they are hereby sustained, and that the exceptions thereto be, and they are hereby overruled,

AND IT IS FURTHER ORDERED that the said Holmes Hall be, and he is hereby, disbarred from the further practice of the law in this Court, and that his name be, and it is hereby, stricken from the roll of attorneys admitted to practice before the bar of this Court.

Per Mr. Chief Justice Hughes.

In re: Disbarment of Jesse C. Duke.

No. —

It having been reported to the Court that Jesse C. Duke, of Washington, D. C., a member of the bar of this Court, has been disbarred from the practice of the law in the Supreme Court of the District of Columbia;

IT IS ORDERED that the said Jesse C. Duke be, and he is hereby, suspended from the practice of the law in this Court, and that a rule issue returnable within forty (40) days requiring the said Jesse C. Duke to show cause why he should not be disbarred from the practice of the law in this Court.

Per Mr. Chief Justice Hughes.

Great Northern Railway Company, Appellant,

20 vs.

State of Washington.

O R D E R

The Court directs that oral argument be had and requests the parties to file additional and clarifying briefs. The case is set for oral argument on Monday, December 7, 1936.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,

34 vs.

Raymond Wood.

ON CONSIDERATION of the motion for leave to file brief of Charles J. Hoeppel and John H. Hoeppel as amici curiae in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Elmer Johnson, Petitioner,

472 vs.

Edward J. Hughes, Individually and as Secretary of the State of Illinois, et al.

ON CONSIDERATION of the motion to advance the time for filing brief of Respondent and of the motion for an injunction in this case,

IT IS ORDERED by this Court that the said motions be, and the same are hereby, denied.

Per Mr. Chief Justice Hughes.

The Henderson Company, Appellant,

397 vs.

Ernest O. Thompson, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Caroline R. Kuehner and Frederick G. Fischer, as Trustees, Petitioners,

354 vs.

Grayson M.-P. Murphy, et al., etc.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Mrs. John S. Meadows, Petitioner,
151 vs.
The Irving Trust Company, as Trustee of United Cigar Stores Company of America, Debtor, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is assigned for argument immediately following No. 354.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

City Bank Farmers Trust Company, Assignee of Florence H. Bugbee, Petitioner,
260 vs.
Irving Trust Company, as Trustee of the Estate of the United Cigar Stores Company of America, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is assigned for argument immediately following No. 151.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Associated Press, Petitioner,
365 vs.
National Labor Relations Board.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is assigned for argument immediately following No. 324.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Washington, Virginia and Maryland Coach Company, Petitioner,
469 vs.
National Labor Relations Board.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted, and the case is assigned for argument immediately following No. 365.

And it is further ordered that the duly certified copy of the transcript of the proceedin s below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Northwestern National Bank and Trust Company of Minneapolis, Petitioner,
346 vs.
Frank O. Lowden, James E. Gorman and Joseph M. Fleming, as Trustees, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be,and the same is hereby, denied.

The City of New York, Petitioner,
347 vs.
Saul Goldstein, Trustee in Bankruptcy of Isador Lazaroff, doing business as Crown Men's Shop.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank Rizzo, Claimant of 146,157 Gallons of Alcohol, Petitioner,
348 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

G. Merlaud, Petitioner,
349 vs.
National Metropolitan Bank of Washington, D. C., a Corporation, as Executor, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Iowa-Des Moines National Bank and Trust Company, Petitioner,
350 vs.
Frank O. Lowden, et al., as Trustees of the Estate of Chicago, Rock Island and Pacific Railway Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John H. Schulten and Edward B. Schulten, Doing Business as George Schulten Sons, Petitioners,

351 vs.

Harry S. Day, Treasurer of the State of Ohio, et al.

On petition for writ of certiorari to the Supreme Court of the State of Ohio.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

City of Ocean City, in the County of Cape May, State of New Jersey, Petitioner,

356 vs.

Federal Reserve Bank of Philadelphia.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Village of Winnetka, a Municipal Corporation, Petitioner,

357 vs.

Paul Reschke.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Village of Winnetka, a Municipal Corporation, Petitioner,
358 vs.
A. G. Erickson.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Northwestern Mutual Life Insurance Company, Petitioner,
359 vs.
Lucie E. O'Maley.

On petition for writ of certiorari to the Kansas City Court of Appeals, State of Missouri.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Kansas City Court of Appeals, State of Missouri, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Siemens & Halske Aktiengesellschaft and Siemens-Schuckertwerke Gesellschaft Mit Beschrenkter Haftung, Petitioners,
361 vs.
Central Hanover Bank & Trust Company, as Trustee.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Flat-Top Fuel Company, Inc., Petitioner,
362 vs.
Joseph P. Martin.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The National City Bank of New York, Petitioner,
363 vs.
Rosario Garzot De Fernandez, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

P. Lorillard & Co., Inc., Petitioner,
364 vs.
The United States.

On petition for writ of certiorari to the U. S. Court of Customs and Patent Appeals.

ON CONSIDERATION of the petition for a writ of certiorari herein to the U. S. Court of Customs and Patent Appeals, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joe Siegel, Petitioner,
366 vs.
The State of Iowa.

On petition for writ of certiorari to the Supreme Court of the State of Iowa.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Iowa, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cago Corporation, Paul Fox, John H. Gertler, et al., Petitioners,
367 vs.
W. E. Brusselback and Stephen D. Forst, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Grace Steamship Company, as Owner of the American Steamship "Condor," Petitioner,
368 vs.
Anglo-Chilean Nitrate Sales Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Grace Steamship Company, as Owner of the American Steamship "Condor," Petitioner,

369 vs.

Anglo-Chilean Nitrate Sales Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Midland Bank, Limited, a Private Limited Company, Petitioner,

371 vs.

Bishop and Company, Inc., a Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Allman & Olins, Inc., Petitioner,

373 vs.

Joseph I. Shapiro, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Liverpool & London & Globe Insurance Company, Ltd., Petitioner,
376 vs.
H. H. Crosby, Receiver for Reed & Duecker, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fidelity-Phenix Fire Insurance Company, Petitioner,
377 vs.
H. H. Crosby, Receiver for Reed & Duecker, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Alcograph Company, Petitioner,
93 vs.
Electrical Research Products, Inc., et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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Kentucky Whip and Collar Company, Petitioner,

138 vs.

Illinois Central Railroad Company.

ON CONSIDERATION of the motion of Mr. Solicitor General Reed for leave to file a brief and to participate in the oral argument as amicus curiae in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Mrs. Monica Rutherford Farren, Executrix of the Estate of C. P. Farren, Deceased, Petitioner,

43 vs.

Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

It appearing to the Court that counsel for the respective parties have filed a stipulation providing for the dismissal of the writ of certiorari in this cause;

THEREFORE, in pursuance of said stipulation, it is ordered by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

E. W. McCrary, Petitioner,

44 vs.

Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

It appearing to the Court that counsel for the respective parties have filed a stipulation providing for the dismissal of the writ of certiorari in this cause;

THEREFORE, in pursuance of said stipulation, it is ordered by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Harold H. Henneford, et al.,

Appellants,

418 vs.

Silas Mason Company, Inc.

Motion to advance submitted by Mr. R. G. Sharpe for the Appellants.

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Proclamation being made the Court is adjourned until Monday, November 9, next, at 12 o'clock.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo,

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that W. H. Nicholson, Esquire, of Greenwood, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Harry Raymond Turkel, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Newton D. Baker, It is ordered that Murray Hanson, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor Stanley General Reed, It is ordered that Robert E. Sher, Esquire, of Superior, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Jerome N. Frank, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Charles Louis Kades, Esquire, of Newburgh, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Roberts, It is ordered that Julius Sklar, Esquire, of Camden, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Herbert A. Bergson, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Miss Lillian Clawans, It is ordered that Allen Caruthers, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Marion H. Eustace, It is ordered that James L. Boone, Esquire, of Boise, State of Idaho, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Hill, It is ordered that E. L. Lockhart, Esquire, of Miami Beach, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raymond T. Jackson, It is ordered that Lawrence M. Spears, Esquire, of Chattanooga, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Irving J. Levy, It is ordered that Stanley S. Surrey, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward M. Reidy, It is ordered that Charles T. Abeles, Esquire, of Norfolk, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Irving J. Levy, It is ordered that Arthur M. Becker, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George P. Barse, It is ordered that W. S. Elkins, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John P. Richter, It is ordered that Edgar Allyn Buttle, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Sutherland, It is ordered that Ralph Williams, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel A. Syme, It is ordered that Charles S. Lynch, Esquire, of Wilmington, State of Delaware, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Norman J. Morrisson, It is ordered that Herbert J. Hannock, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. S. O'B. Robinson, Jr., It is ordered that William B. McGuire, Jr., Esquire, of Charlotte, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry McClernan, It is ordered that Henry Cleveland Hall, Esquire, of Great Falls, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry McClernan, It is ordered that Oscar A. Provost, Esquire, of Helena, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George H. Muckley, It is ordered that John S. Boyer, Esquire, of St. Joseph, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George H. Muckley, It is ordered that Albert Dexter Nortoni, Esquire, of Jefferson City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick A. Ballard, It is ordered that Paul M. Taylor, Esquire, of Albany, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. King, It is ordered that John Morrill Martin, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

L. P. Chisholm, Waller Holladay, W. Earl Crenk, et al., Petitioners,
11 vs.
W. S. Gilmer, Receiver for the First National Bank of Louisa, Louisa, Virginia.

On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Virginia.

Per Mr. Justice Cardozo.

Mr. Justice Stone took no part in the consideration or decision of this case.

William Fox, Petitioner,
23 vs.
Capital Company, a California Corporation.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the order of the said United States Circuit Court of Appeals dismissing the appeal in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Cardozo.

Mr. Justice Stone took no part in the consideration or decision of this case.

James B. Gully, State Tax Collector for the State of Mississippi,
Petitioner,
29 vs.
First National Bank in Meridian.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of Mississippi with instructions to remand it to the court in Mississippi from which it was removed.

Per Mr. Justice Cardozo.

Mr. Justice Stone took no part in the consideration or decision of this case.

Hyman Weiner, Louis Weiner, George Davis, et al., Petitioners,
51 vs.
The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Wisconsin.

Per Mr. Justice Roberts.

Mr. Justice Stone took no part in the consideration or decision of this case.

Essex Razor Blade Corporation, Petitioner,
21 vs.
Gillette Safety Razor Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs, and the decree of the District Court affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of New Jersey for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Mr. Justice Stone took no part in the consideration or decision of this case.

Baxter N. Foust, Administrator, etc., Petitioner, vs. Munson Steamship Lines, Debtor in Reorganization. — On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

19

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

Mr. Justice Stone took no part in the consideration or decision of this case.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Illinois Life Insurance Company. — On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

27

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

Mr. Justice Stone took no part in the consideration or decision of this case.

Jean Bourdieu, Petitioner,
2 vs.
Pacific Western Oil Company, Kettleman Oil Corporation, Kettleman North Dome Association, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals and the decree of the District Court of the United States for the Southern District of California in this cause, be, and the same are hereby, reversed, costs to be taxed against the petitioner, Jean Bourdieu.

AND IT IS FURTHER ORDERED that this cause be, and the same is hereby, remanded to the said District Court with directions to enter a decree in accordance with the opinion of this Court.

Per Mr. Justice Sutherland.

Mr. Justice Stone took no part in the consideration or decision of this case.

State of Missouri, Creditor, Petitioner,
3 vs.
John T. Ross, Trustee, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Missouri.

Per Mr. Justice Sutherland.

Mr. Justice Stone took no part in the consideration or decision of this case.

Mechanics Universal Joint Company and Grace Ekstrom, Administratrix of the Estate of Eric S. Ekstrom, Deceased, Petitioners,
17 vs.
A. B. Culhane, Receiver of the Manufacturers National Bank and Trust Company of Rockford, Illinois, etc.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Brandeis.

Mr. Justice Stone took no part in the consideration or decision of this case.

State Board of Equalization of the State of California, et al., Appellants,
22 vs.
Young's Market Company, et al.

Appeal from the District Court of the United States for the Southern District of California.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of California, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

Mr. Justice Butler concurs in the result.

Mr. Justice Stone took no part in the consideration or decision of this case.

F. J. Berlin Construction Company and the Travelers Insurance Company, Petitioners,
9 vs.
Edward Meaney and State Industrial Board of the State of New York.

On writ of certiorari to the Supreme Court of the State of New York.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the Court of Appeals of the State of New York, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McReynolds.

Mr. Justice Stone took no part in the consideration or decision of this case.

Jose Rivera Soler & Co., Inc.,
Petitioner,
31 vs.
The United Firemen's Insurance Company of Philadelphia.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs, and the judgment of the District Court affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Puerto Rico for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

Mr. Justice Stone took no part in the consideration or decision of this case.

Joseph H. Barwise and George Thompson, Jr., as Trustees of the Estate of Mrs. M. M. (W. I.) Cook, Deceased,

Appellants,

vs.

George H. Sheppard, as Comptroller of the State of Texas, et al.

Appeal from the Court of Civil Appeals of the State of Texas, Third Supreme Judicial District.

THIS CAUSE came on to be heard on the transcript of the record from the Court of Civil Appeals of the State of Texas, Third Supreme Judicial District, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Civil Appeals, in this cause, be and the same is hereby, affirmed with costs.

Per Mr. Justice Van Devanter.

Mr. Justice Stone took no part in the consideration or decision of this case.

Lewis J. Valentine, Police Commissioner of the City of New York, et al., etc.,

Petitioners,

vs.

The United States of America on the Relation of B. Coles Meidecker.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration and decision of this case.

Lewis J. Valentine, Police Commissioner of the City of New York, et al., etc., Petitioners,

7 vs.

The United States of America on the Relation of George W. Neidecker.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration and decision of this case.

Lewis J. Valentine, Police Commissioner of the City of New York, et al., etc., Petitioners,

8 vs.

The United States of America on the Relation of Aubrey Neidecker.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration and decision of this case.

Tennessee Publishing Company, Petitioner,	On writ of certiorari to the
48 vs.	United States Circuit Court of
American National Bank, C. O. Carpenter, Receiver, et al.	Appeals for the Sixth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Middle District of Tennessee.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration and decision of this case.

In the Matter of 620 Church Street Building Corporation, et al.,	On writ of certiorari to the
Petitioners.	United States Circuit Court of
271	Appeals for the Seventh Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the order of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration and decision of this case.

Southeastern Express Company,
Petitioner,
46 vs.
Pastime Amusement Company.

On writ of certiorari to the Supreme Court of the State of South Carolina.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of South Carolina, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration and decision of this case.

Estella Wadsworth Cate, et al.,
Petitioners,
30 vs.
Eliza Wadsworth Beasley, et al.

On writ of certiorari to the Supreme Court of the State of Oklahoma.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Oklahoma, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Mr. Justice McReynolds is of opinion that the challenged judgment should be reversed.

Mr. Justice Stone took no part in the consideration and decision of this case.

John K. Valentine, as Chairman of the Iowa State Board of Assessment and Review, etc., et al., Appellants, vs. The Great Atlantic & Pacific Tea Company, et al.

Appeal from the District Court of the United States for the Southern District of Iowa.

13

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Iowa, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Dissenting: Mr. Justice Brandeis and Mr. Justice Cardozo.

Mr. Justice Stone took no part in the consideration and decision of this case.

John K. Valentine, as Chairman of the Iowa State Board of Assessment and Review, etc., et al., Appellants, vs. Graham Department Stores Company, et al.

Appeal from the District Court of the United States for the Southern District of Iowa.

14

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Iowa, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Dissenting: Mr. Justice Brandeis and Mr. Justice Cardozo.

Mr. Justice Stone took no part in the consideration and decision of this case.

John K. Valentine, as Chairman of the Iowa State Board of Assessment and Review, etc., et al., Appellants,
15 vs.
Walgreen Co., et al.

Appeal from the District Court of the United States for the Southern District of Iowa.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Iowa, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Dissenting: Mr. Justice Brandeis and Mr. Justice Cardozo.

Mr. Justice Stone took no part in the consideration and decision of this case.

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The Chief Justice announced the following orders of the Court:

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Glenn W. Musser, Appellant,
439 vs.
George H. Sheppard, Comptroller of Public Accounts of the State of Texas.

Appeal from the Supreme Court of the State of Texas.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Texas, and on motion to dismiss or affirm which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a final judgment.

Per Mr. Chief Justice Hughes.

Rollo N. Walter, Appellant, — Appeal from the Supreme Court of
444 vs. — the State of Indiana.
The State of Indiana.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Indiana, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Rollo N. Walter, Appellant, — Appeal from the Supreme Court
444 vs. — of the State of Indiana.
The State of Indiana.

TREATING the appeal papers herein from the Supreme Court of the State of Indiana as an application for a writ of certiorari;

ON CONSIDERATION WHEREOF, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Bakeries Company and — Appeal from the Supreme Court
Carl Glenn, Appellants, — of the State of Alabama.
464 vs.
City of Huntsville, Alabama.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Alabama, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a final judgment.

Per Mr. Chief Justice Hughes.

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The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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O R D E R

In pursuance of section 29 of the amendments enacted by section 28 of the Act of Congress approved August 5, 1909 (c. 6, sec. 28, 36 Stat. 11, 91, 105) —

IT IS NOW HERE ORDERED by this Court that the amendment to the revised table of fees of the United States Court of Customs and Patent Appeals, adopted October 19, 1936, be, and the same is hereby adopted and approved, viz:

> Amend Rule V by changing the language of subdivision 5 so that the same shall read: For filing and docketing each patent appeal, $12, this fee to be in full of all fees in the case, except the charge for preparing and supervising the printing of the record: Provided, That when an appeal is taken by or on behalf of the United States, no payment of fees shall be required.

Per Mr. Chief Justice Hughes.

Ex Parte: Otto Van Dyke,

Petitioner,

—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of habeas corpus herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harold H. Henneford, et al., etc., Appellants,

418 vs.

Silas Mason Company, Inc.

ON CONSIDERATION of the motion to advance this case, it is ordered that the said motion be, and the same is hereby, granted, and the case is advanced and assigned for argument on Monday, December 14, next.

Per Mr. Chief Justice Hughes.

Preble Corporation, Petitioner,

287 vs.

Carroll H. Wentworth, et al., etc.

ON CONSIDERATION of the motion of the petitioner to extend the time for filing a petition for rehearing in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Helen M. Torinus, Appellant,

353 vs.

Roy F. Johnson, the Auditor of Washington County, etc.

ON CONSIDERATION of the motion of the Appellant to extend the time for filing a petition for rehearing in this cause,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted, and the time is extended to November 20, 1936.

Per Mr. Chief Justice Hughes.

Mrs. Inez Abel and Louise Abel, Petitioners,

434 vs.

Ed Kennedy, et al.

ON CONSIDERATION of the motion for an extension of time within which to obtain a certified copy of the record in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted, and the time is extended for thirty days from the

Ed O. Ellis, Petitioner,

479 vs.

A. C. Aderhold, Warden, United States Penitentiary, Atlanta, Georgia.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ed. O. Ellis, Petitioner,

479 vs.

A. D. Aderhold, Warden, United States Penitentiary, Atlanta, Georgia.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ray Ingels, as Director of the Motor Vehicle Department of the State of California, et al., Appellants,

456 vs.

Howard Morf, Doing Business, etc., et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Jay B. Phelps, Appellant,
454 vs.
Board of Education of the Town of
West New York, et al.; and

Lucy Askam, et al., Appellants,
455 vs.
Board of Education of the Town
of West New York, et al.

In these cases probable jurisdiction is noted.

Further consideration of the motions to dismiss or affirm is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Marian S. Honeyman, Appellant,
370 vs.
Herbert G. Hanan, as Executor, etc.

Further consideration of the question of the jurisdiction of this Court in this case and of the motion to dismiss or affirm is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Walter A. Kennedy, Petitioner,
381 vs.
Boston-Continental National Bank and
Frederick S. Deitrick, Receiver.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Wendell Phillips Company, Petitioner,
382 vs. Order allowing certiorari.
Boston-Continental National Bank, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Knox National Farm Loan Association
and the Federal Land Bank of Louisville, Order allowing certiorari.
Petitioners,
389 vs.
Arthur C. Phillips.

The petition herein for a writ of certiorari to the Court of Appeals of the State of Ohio is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Grand Rapids Trust Company, Receiver of
Grand Rapids, Grand Haven and Muskegon Order allowing certiorari.
Railway Company, Petitioners,
413 vs.
United Light and Power Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Wilhelmina Sumi, Petitioner,

406 vs.

Alsie M. Young.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Founders General Corporation, Petitioner,

398 vs.

James J. Hoey, Collector of United States Internal Revenue for the Second District of the State of New York.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is assigned for argument immediately following Nos. 330 and 331.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

National Labor Relations Board,
Petitioner,

419 vs.

Jones & Laughlin Steel Corporation.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted, and the case is assigned for argument immediately following Nos. 365 and 469.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

National Labor Relations Board,
Petitioner,
420 vs.
Freuhauf Trailer Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted, and the case is assigned for argument immediately following No. 419.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

National Labor Relations Board,
Petitioner,
421 vs.
Freuhauf Trailer Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted, and the case is assigned for argument immediately following No. 419 and 420.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

National Labor Relations Board, Petitioner,
422 vs.
Friedman-Harry Marks Clothing Company, Inc.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is assigned for argument immediately following Nos. 420 and 421.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

National Labor Relations Board,
Petitioner,
vs.
Friedman-Harry Marks Clothing Company, Inc.

Order allowing certiorari.

423

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is assigned for argument immediately following Nos. 420 and 421.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Haskins Bros. & Co., Petitioner,
vs.
Henry Morgenthau, Jr., Secretary of the Treasury of the United States, et al.

410

ON CONSIDERATION of the application for an injunction in this case,

IT IS ORDERED by this Court that the said application be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Haskins Bros. & Co., Petitioner,
vs.
Henry Morgenthau, Jr., Secretary of the Treasury of the United States, et al.

410

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sand Springs Home, Petitioner,
411 vs.
Millie Maharkey, an Incompetent by the First National Bank & Trust Company, Her Guardian.

On petition for writ of certiorari to the Supreme Court of the State of Oklahoma.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Oklahoma, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied for the want of a final judgment.

Per Mr. Chief Justice Hughes.

Candado Stevedoring Corporation, Petitioner,
375 vs.
Samuel S. Lowe, Deputy Commissioner of the United States Employees' Compensation Commission for the Second Compensation District, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

R. R. L. Inc., Petitioner,
383 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Morris Renkoff, Petitioner,
385 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomas J. Wood, Petitioner,
386 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Boston & Albany Railroad Company, New York Central & Hudson River Railroad Company, Lessee, Petitioner,
387 vs.
Walter Hietala.

On petition for writ of certiorari to the Superior Court for the County of Berkshire, State of Massachusetts.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Superior Court for the County of Berkshire, State of Massachusetts, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William S. Kinderman, Sole Executor of the Last Will of Mary A. Bindley, Deceased, Petitioner,
388 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Kansas City Southern Railway Company, Petitioner,
390 vs.
Rose E. Quin, Administratrix of the Estate of O. B. Quin, Deceased.

On petition for writ to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Morris Singer and Jack Niestadt, Petitioners,
391 vs.
Benjamin D. Friedman and Munsey Trust Company.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner, vs. Galveston-Houston Electric Company. 392

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. McLean & Son, Petitioner, vs. Federal Trade Commission. 393

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

M. J. Holloway & Company, Petitioner, vs. Federal Trade Commission. 394

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Queen Anne Candy Company, Petitioner,
395 vs.
Federal Trade Commission.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Bonita Company, Petitioner,
396 vs.
Federal Trade Commission.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Railway Company and F. P. Duggins, Petitioners,
400 vs.
J. L. McGraw, Administrator of the Estate of W. R. Pendry.

On petition for writ of certiorari to the Supreme Court of the State of North Carolina.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of North Carolina, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles A. McGuire, Petitioner,
401 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Margaret J. Clark, as Administratrix of the Goods, Chattels and Credits of Frank J. Clark, Deceased, Petitioner,
407 vs.
The Delaware and Hudson Railroad Corporation.

On petition for writ of certiorari to the Supreme Court of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United Light & Power Company, Petitioner,
412 vs.
Grand Rapids Trust Company, Receiver.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edgar W. Bassick, Petitioner,
425 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jessie S. Perkins, Petitioner,
426 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Severns Drilling Company, Ltd.,
Petitioner,
428 vs.
The Superior Court of the State of California in and for the County of Los Angeles, et al.

On petition for writ of certiorari to the District Court of Appeals, 2nd Appellate District, State of California.

ON CONSIDERATION of the petition for a writ of certiorari herein to the District Court of Appeal, 2nd Appellate District, State of California, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Six-way Corporation, Petitioner,
453 vs.
McCurdy & Company, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Philip A. Scholl, Petitioner,
322 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. M. E. Standley, et al.,
Petitioners,
360 vs.
Graham Production Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert J. Fitzgerald, Reuel Stanfield, Victor A. Johnson, et al., Petitioners,
378 vs.
The People of the State of California.

On petition for writ of certiorari to the District Court of Appeal, 3rd Appellate District, State of California.

ON CONSIDERATION of the petition for a writ of certiorari herein to the District Court of Appeal, 3rd Appellate District, State of California, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Agnes Bliwa, etc., Petitioner,
379 vs.
United States Steel Corporation, et al.

On petition for writ of certiorari to the Supreme Court of the State of Pennsylvania.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Pennsylvania, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

U S L Battery Corporation, Petitioner,
408 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

U S L Battery Corporation, Petitioner,
409 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Iowa Soap Company, Petitioner,
414 vs.
Charles D. Huston, Individually, and as Collector of Internal Revenue for the District of Iowa.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Haskins Bros. & Co., Petitioner,
448 vs.
George W. O'Malley, Individually and as Collector of Internal Revenue for the District of Nebraska, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Seth Orcutt, as Treasurer of Natrona County, Wyoming, Petitioner,
415 vs.
L. M. Crawford and F. C. Spencer, as Receivers of Producers and Refiners Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. F. Charlesworth, Trustee in Bankruptcy of the Estate of Baltimore Shirt Company, Bankrupt, Petitioner,
416 vs.
Hipsh, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Pharmaceutical Company, Inc., Petitioner,
427 vs.
Schering & Glatz, Inc., and the Chemical Foundation, Inc.

On petition for writ of certiorari to the Supreme Court of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward A. Van Derveer, as Administrator of the Goods, Chattels and Credits of James A. Van Derveer, Deceased, Petitioner,

429 vs.

The Delaware, Lackawanna and Western Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Kenneth Ketchum and A. R. Kiefer, Petitioners,

430 vs.

R. J. McDonald, Receiver of Conneaut Lake Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Irving Trust Company, as Trustee in Bankruptcy of Ganot Realty Corporation, Petitioner,

431 vs.

Metropolitan Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dixie Oil Company, Petitioner,
432 vs.
Dancey Fort, Commissioner of Finance and Taxation of the State of Tennessee, et al.

On petition for writ of certiorari to the Supreme Court of the State of Tennessee.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Tennessee, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Arle Hudson, Petitioner,
433 vs.
Dancey Fort, Commissioner of Finance and Taxation of the State of Tennessee, et al.

On petition for writ of certiorari to the Supreme Court of the State of Tennessee.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Tennessee, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. M. Marret, Administrator, etc., et al., Petitioners,
47 vs.
The United States.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Peerless Oil and Gas Company, Petitioner,

56 vs.

D. B. Heiner, Collector of Internal Revenue, etc.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anna Laura Barnett, et al., Petitioners,

60 vs.

The United States of America.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Central Fibre Products Co., et al., Petitioners,

67 vs.

H. E. Hardin, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harry A. Ballf, Petitioner,

83 vs.

Harry T. Kranz, District Manager, Twelfth United States Civil Service District, etc.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Leonard Weisman, Petitioner,

159 vs.

The United States of America.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Martin Engebretson, Trustee, etc., Petitioner,

210 vs.

John T. Marcell, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Massman Construction Company, Petitioner,

236 vs.

Thomas Nelson.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Columbia Casualty Company, Petitioner,

238 vs.

Industrial Accident Commission, et al.;

Columbia Casualty Company, Petitioner,

239 vs.

Industrial Accident Commission, et al.; and

Columbia Casualty Company, Petitioner,

240 vs.

Industrial Accident Commission, et al.

A petition for rehearing having been filed in these cases,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mariano Cu Unjieng, Petitioner,

244 vs.

The People of the Philippine Islands.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary B. Lavely, et al., Petitioners,

269 vs.

Young Women's Christian Association

of Pittsburgh, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sarah P. Suisman, Petitioner,

273 vs.

The Hartford-Connecticut Trust Co., as Executor.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ralph Eisenhardt, Appellant,

417 vs.

The State of Louisiana.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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The Chief Justice said:

"Mr. Justice Stone took no part in the consideration or decision of the cases in which judgments or orders are this day announced."

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Caroline M. Kuehner, et al., Petitioners,

354 vs.

Grayson M.-P. Murphy, et al., etc.;

Mrs. John S. Meadows, Petitioner,

151 vs.

Irving Trust Company, as Trustee, etc., et al.; and

City Bank Farmers Trust Company, Petitioner,

260 vs.

Irving Trust Company, as Trustee, etc., et al.

Motion to advance submitted by Mr. William D. Whitney for the Respondent, Irving Trust Company, as Trustee.

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James M. Landis, et al., Petitioners,

221 vs.

The North American Company; and

James M. Landis, et al., Petitioners,

222 vs.

American Water Works and Electric Company, Inc.

Leave granted Petitioners to file reply brief by Thursday next.

Argument commenced by Mr. Solicitor General Reed for the Petitioners; continued by Mr. John G. Higgins for the Respondents; and concluded by Mr. Assistant Attorney General Jackson for the Petitioners.

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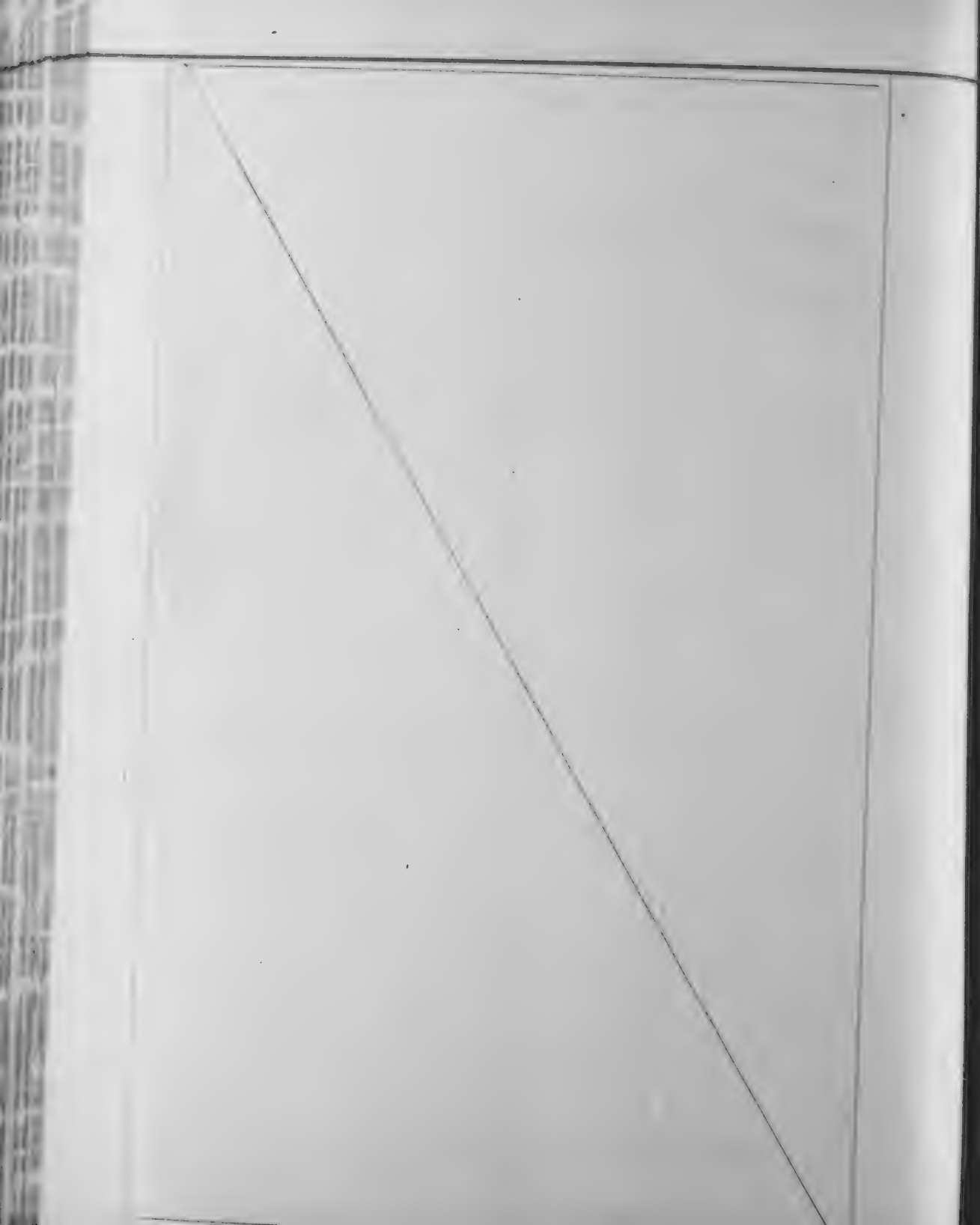
Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.



TUESDAY, NOVEMBER 10, 1936.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Jas. W. Morris, It is ordered that John J. Pringle, Jr., Esquire, of Columbia, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sherman Minton, It is ordered that Morris Feldman, Esquire, of Lawrenceburg, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Karl Fenning, It is ordered that Norman H. Samuelson, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. M. Jefferies, It is ordered that Ben Hill Brown, Esquire, of Spartanburg, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ira L. Myers, It is ordered that Sawyer Thompson, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. M. Jefferies, it is ordered that W. J. McLeod, Jr., Esquire, of Walterboro, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raymond T. Jackson, it is ordered that William McM. Rogers, Esquire, of Birmingham, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Anthony J. Dimond, It is ordered that William H. Pemberton, Esquire, of Olympia, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Duke Power Company and Southern Public
Utilities Company, Petitioners,
32 vs.
Greenwood County, et al.

Four hours allowed for oral argument.

Argument commenced by Mr. W. S. O'B. Robinson, Jr., for the Petitioners; continued by Mr. Newton D. Baker for the Petitioners; by Mr. W. H. Nicholson and Mr. D. W. Robinson, Jr., for Respondent, Greenwood County, et al.; by Mr. Jerome N. Frank and Mr. Solicitor General Reed for Respondent, Harold L. Ickes, as Federal Emergency Administrator of Public Works; and concluded by Mr. Newton D. Baker for the Petitioners.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

WEDNESDAY, NOVEMBER 11, 1936.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John F. X. McGohey, It is ordered that John C. Crary, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John F. X. McGohey, It is ordered that James A. McGough, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John F. X. McGohey, It is ordered that Benjamin Heffner, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Maurice Finkelstein, It is ordered that Benjamin J. Rabin, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Max Rhoade, It is ordered that Maim Margolith, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. I. Irwin Molotin, It is ordered that Ida Taxin Fox, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clement L. Bouve, It is ordered that Henry P. Crawford, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Earl H. Davis, It is ordered that Joseph L. Freiman, Esquire, of Union City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Ex Parte: - - - - - - - - - -

Ethel E. Gleason, Petitioner.

—, Original.

Motion for leave to file petition for writ of mandamus or prohibition submitted by Mr. Reynolds Robertson for the Petitioner.

Charles J. Hoeppel, et al., Petitioners,

141 vs.

The United States of America.

Motion for further extension of time within which to file petition for rehearing submitted by Mr. Jacob L. Morewitz for the Petitioners.

Charles J. Hoeppel, et al., Petitioners,

141 vs.

The United States of America.

ON CONSIDERATION of the motion for a further extension of time within which to file a petition for rehearing in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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K V O S, Inc., Petitioner,

28 vs.

The Associated Press.

Argued by Mr. William H. Pemberton for the Petitioner, and by Mr. John W. Davis by the Respondent.

Mountain States Power Company, Appellant,

38 vs.

Public Service Commission of Montana, et al.; and

Mountain States Power Company, Appellant,

39 vs.

Public Service Commission of Montana, et al.

Argued by Mr. Hance H. Cleland for the Appellant, and by Mr. Albert H. Angstman for the Appellees.

The British-American Oil Producing Company, Petitioner,

37 vs.

The Board of Equalization of the State of Montana.

Argued by Mr. H. C. Hall for the Petitioner, and by Mr. Oscar A. Provost for the Respondent.

W. H. H. Chamberlin, Inc., Appellant,

vs.

Elmer F. Andrews, Industrial Commissioner of the State of New York, et al.;

E. C. Stearns & Co., Appellant,

50 vs.

Elmer F. Andrews, Industrial Commissioner of the State of New York, et al.; and

Associated Industries of New York State, Inc., Appellant,

64 vs.

The Department of Labor of the State of New York, et al.

Four and one-half hours allowed for oral argument.

Argument commenced by Mr. Henry S. Fraser and continued by Mr. Frederick H. Wood for the Appellants.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, NOVEMBER 12, 1936.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Stanford Clinton, It is ordered that Irving Brackstone, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. S. McReynolds, It is ordered that W. M. Norvell, Esquire, of Chattanooga, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Davis, It is ordered that Melbourne Begerman, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hamilton Moses, It is ordered that Ruth Weyand, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hamilton Moses, It is ordered that Stanley J. Morris, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stanford Clinton, It is ordered that Jacob Herzl Segal, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. U. Bon Jeaslin, It is ordered that Mariano A. Erana, Esquire, of Manila, Commonwealth of the Philippines, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Preston B. Kavanagh, It is ordered that William M. Kelly, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward S. Rogers, It is ordered that Stanley A. Weigel, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank L. Peckham, It is ordered that Morton C. Haight, Esquire, of Pitman, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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W. H. H. Chamberlin, Inc., Appellant,

49 vs.

Elmer F. Andrews, Industrial Commissioner of the State of New York, et al.;

E. C. Stearns & Co., Appellant,

50 vs.

Elmer F. Andrews, Industrial Commissioner of the State of New York, et al.; and

Associated Industries of New York State, Inc., Appellant,

64 vs.

The Department of Labor of the State of New York, et al.

Argument continued by Mr. Frederick H. Wood for the Appellants; by Mr. Henry Epstein for the Appellees; and concluded by Mr. James McCormick Mitchell for the Appellants.

The Pep Boys, Manny, Moe & Jack of California, Appellants,

55 vs.

Pyroil Sales Company, Inc.

Argued by Mr. John W. Davis for the Appellants and by Mr. Edward S. Rogers for the Appellee.

Clarence G. Kunsman, Appellant,

79 vs.

Max Factor & Co., et al.

Submitted by Mr. Jules C. Goldstone for the Appellant and by Mr. Edward S. Rogers, Mr. Stanley A. Weigel and Mr. Karl D. Loos for the Appellees.

Old Dearborn Distributing Company,

Appellant,

226 vs.

Seagram-Distillers Corporation.

Argument commenced by Mr. Irving Breakstone for the Appellant and continued by Mr. Nicholas J. Pritzker for the Appellant, and by Mr. Richard Mayer for the Appellee.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

FRIDAY, NOVEMBER 13, 1936.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associates Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Ralph H. Hallett, It is ordered that D. Alexander Wieland, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jas. W. Morris, It is ordered that Ray M. Foreman, Esquire, of Danville, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick A. Thuee, It is ordered that Hugh B. Fegan, Esquire, of Elgin, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick A. Thuee, It is ordered that Arthur J. O'Rourke, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Horace Russell, It is ordered that Gerard M. Ungaro, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank A. Elmore, Jr., It is ordered that Campbell Thornal, Esquire, of Orlando, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Old Dearborn Distributing Company,

Appellant,

226 vs.

Seagram-Distillers Corporation.

Argument continued by Mr. Richard Mayer for the Appellee and concluded by Mr. Irving Breakstone for the Appellant.

Carl W. McNeil, Doing business as
McNeil's Liquor Store, Appellant,

372 vs.

Joseph Triner Corporation.

Argued by Mr. Stanford Clinton and J. Herzl Segal for the Appellant, and by Mr. Hamilton Moses for the Appellee.

The United States of America, Appellant,

62 vs.

Charles Resnick, et al., etc.; and

The United States of America, Appellant,

63 vs.

The Acme Can Company.

Argued by Mr. Wm. W. Barron for the Appellant, and by Mr. D. Alexander Wieland for the Appellees.

The National Home for Disabled Volunteer
Soldiers, etc., et al., Petitioners,
70 vs.
Harvey M. Wood, as Administrator, etc.

Argument commenced by Mr. Assistant Attorney General Morris for the Petitioners.

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Proclamation being made the Court is adjourned until Monday, next, at 12 o'clock.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John J. Curtin, It is ordered that Julius Granirer, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. Curtin, It is ordered that Leo A. Martus, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. Curtin, It is ordered that Martin Schwaeber, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jas. W. Morris, It is ordered that John G. Clarkson, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jas. W. Morris, It is ordered that Francis J. McNamara, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jas. W. Morris, It is ordered that Eben Hutchinson, Esquire, of Medford, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry R. Coulomb, It is ordered that Wm. Elmer Brown, Jr., Esquire, of Atlantic City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry R. Coulomb, It is ordered that Wm. B. Hunter, Esquire, of Atlantic City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard S. LeRoy, It is ordered that B. Frank Watson, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. C. Dill, It is ordered that Alfred Thompson, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Daniel E. McGrath, It is ordered that Thomas J. Coyle, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alfred P. Thom, Jr., It is ordered that Alexander R. Lawton, Jr., Esquire, of Savannah, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. C. Fulbright, It is ordered that John A. Platt, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. C. Fulbright, It is ordered that J. Marion West, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William McCraw, It is ordered that Clinton C. Small, Esquire, of Amarillo, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. Q. C. Lamar, It is ordered that Horace C. Thurber, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Brice Clagett, It is ordered that Russell B. Jarvis, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jas. W. Morris, It is ordered that Talcott M. Banks, Jr., Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court on this behalf by Mr. Edward J. Farrelly, It is ordered that Abraham Rosenburg, Esquire, of Mount Vernon, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The Chief Justice said:

"The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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Ex Parte: C. M. Brummett,

Petitioner.

—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of habeas corpus herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: Ethel E. Gleason,

Petitioner.

—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of mandamus or prohibition herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Caroline M. Kuehner, et al., etc.,

Petitioners,

354 vs.

Grayson M.-P. Murphy, et al., etc.;

Mrs. John S. Meadows, Petitioner,

151 vs.

The Irving Trust Company, as Trustee,

etc., et al.; and

The City Bank Farmers Trust Co.,

Assignee, etc., Petitioner,

260 vs.

The Irving Trust Company, as Trustee,

etc., et al.

ON CONSIDERATION of the motion of Respondent, Irving Trust Company, to advance these cases,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted, and the cases are advanced and assigned for argument on Monday, December 14, next.

Per Mr. Chief Justice Hughes.

Lulu Mignon Murphy, Petitioner,

105 vs.

S. S. Murphy, et al.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lulu Mignon Murphy, Petitioner,
105 vs.
S. S. Murphy (and Wife) Alice K. Murphy.

On petition for writ of certiorari to the Supreme Court of the State of California.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Vivian Wycliffe Buie, Petitioner,
489 vs.
The United States of America.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Vivian Wycliffe Buie, Petitioner,
489 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles H. Greenhaus, Petitioner,

506 vs.

The United States of America.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles H. Greenhaus, Petitioner,

506 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Kroger Grocery & Baking Company,

Appellant,

501 vs.

Philip Lutz, Jr., as Attorney General of the State of Indiana, et al.

In this case probable jurisdiction is noted.

The motion of the Appellant to advance is granted and the case is advanced and assigned for argument on Monday, December 7, next.

Per Mr. Chief Justice Hughes.

Joseph E. Otis Estate Land Trust, et al., Petitioners,

436 vs.

Irving Trust Company, as Trustee of United Cigar Stores Company of America, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted in relation to the nine claims enumerated on page two of the petition for certiorari, being those involving qualified releases, and the case is assigned for argument immediately following Nos. 151 and 260.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Charles Van Beeck, Administrator, etc., retitioner,

460 vs.

Sabine Towing Company, Inc., et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted, limited to the question whether the cause of action abated with the death of the mother of Edward C. Van Beeck.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The American Life Insurance Company,

Petitioner,

Order allowing certiorari.

440 vs.

Reese Smith Stewart, Junior, and Ora Inez Stewart, as Executrix of the Estate of Reese Smith Stewart, Deceased.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The American Life Insurance Company,

Petitioner,

Order allowing certiorari.

441 vs.

Ora Inez Stewart and Ora Inez Stewart, as Executrix of the Estate of Reese Smith Stewart, Deceased.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Charles J. O'Connor, et al., Petitioners,

442 vs.

Order allowing certiorari.

A. Lawrence Mills, et al.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Aetna Life Insurance Company of Hartford, Connecticut, Petitioner,
446 vs.
Edwin P. Haworth and Cora M. Haworth.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

William Whitlock Brush, Petitioner,
451 vs.
Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Bush Terminal Company, Petitioner,
437 vs.
Preferred Stockholders Protective Committee of Bush Terminal Buildings Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice McReynolds took no part in the consideration or decision of this application.

Bush Terminal Company, Petitioner,
439 vs.
Preferred Stockholders Protective Committee of Bush Terminal Buildings Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice McReynolds took no part in the consideration or decision of this application.

William I. Heffron, Trustee of the Estate of Crown Investment Company, Ltd., Bankrupt, Petitioner,
405 vs.
Western Loan and Building Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Armand Company, Inc., Petitioner,
421 vs.
Federal Trade Commission.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary D. Jordahl, Petitioner,
435 vs.
James F. Egan, Public Administrator, as Administrator of the Goods, Chattels and Credits of Ivar Kreuger, Deceased, et al.

On petition for writ of certiorari to the Supreme Court of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Ohio, ex rel. George S. Van Schaick, as Liquidator of the Southern Surety Co. of New York,
Petitioner,
443 vs.
Robert L. Bowen, as Superintendent of Insurance of the State of Ohio.

On petition for writ of certiorari to the Supreme Court of the State of Ohio.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John J. Flanigan, Petitioner,
445 vs.
Ditto, Incorporated.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America,
Petitioner,
447 vs.
Richard J. Connolly and Murray Berger, Assignees, et al.

On petition for writ of certiorari to the Court of Appeals of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Appeals of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Samuel L. Carpenter, Insurance Commissioner of the State of California, etc.,
Petitioner,
452 vs.
Robin K. Nichols.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George A. Breon and Company, Inc.,
Petitioner,
457 vs.
Wisconsin Alumni Research Foundation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Cogger, Petitioner,
458 vs.
Melvin C. Hazen, George E. Allen, Dan I. Sultan, Commissioners of the District of Columbia.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sophia Brennan, Administratrix, et al., Petitioners,
459 vs.
Sabine Towing Company, Inc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New York Life Insurance Company, Petitioner,
461 vs.
Rebecca Weintrob.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William W. Wilson, as Permanent Trustee of Trustees System Discount Company of Chicago, Petitioner,
467 vs.
Metropolitan Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William W. Wilson, as Permanent Trustee of Trustees System Discount Company of Chicago, Petitioner,
468 vs.
Metropolitan Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Merchants & Miners Transportation Company, as Owner of S. S. "Grecian," and as Bailee of the Cargo Laden Thereon, etc., Petitioner,
473 vs.
S. S. "City of Chattanooga," Ocean Steamship Company of Savannah.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John A. Timmons, et al., Appellant,

109 vs.

Security Savings Bank of Marshalltown, Iowa.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. A. Denson, et al., Petitioners,

131 vs.

Provident Mutual Life Insurance Company of Philadelphia.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles J. Hoeppel, et al., Petitioners,

141 vs.

The United States of America.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. E. Krise, Receiver, etc., Petitioner,

339 vs.

The United States of America.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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Mr. Justice Stone took no part in the consideration or decision of the cases in which orders are this day announced.

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O R D E R

The Court will take a recess from Monday, November 23, to Monday, December 7, next.

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Holyoke Water Power Company, Petitioner,

180 vs.

American Writing Paper Company, Inc.

ON CONSIDERATION of the motion that the United States be granted leave to file a brief and participate in the oral argument of this case as amicus curiae,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

State of Vermont, Complainant,

2, Original. vs.

State of New Hampshire.

Report of the Special Commissioner presented.

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The National Home for Disabled Volunteer Soldiers, Danville, Illinois, et al.,

Petitioners,

70 vs.

Harvey M. Wood, as Administrator, etc.

Argument continued by Mr. Assistant Attorney General Morris for the Petitioners; by Mr. Ray M. Foreman for the Respondent; concluded and by Mr. Assistant Attorney General Morris for the Petitioners.

American Telephone and Telegraph Company,
et al., Appellants,
74 vs.
The United States of America, et al.

Three hours allowed for oral argument.

Argument commenced by Mr. William D. Mitchell for the Appellants, American Telephone & Telegraph Co., and others; continued by Mr. Allen T. Klotz, for the Appellants, Ohio Associated Telephone Co., and others; by Mr. Assistant Attorney General Dickinson for the Appellee, the United States; and by Mr. John E. Benton for the Appellee, National Association of Railroad and Utilities Commissioners.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. S. A. L. Morgan, It is ordered that Conrad C. Mount, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert H. Jackson, It is ordered that Walter T. Stern, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. White, Jr., It is ordered that Daniel E. Martin, Esquire, of Lowell, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. A. L. Morgan, It is ordered that Joseph J. Hedrick, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wendell Berge, It is ordered that Hugh B. Cox, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. A. L. Morgan, It is ordered that Don M. Culton, Esquire, of Amarillo, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul A. Blair, It is ordered that Frederick B. Wolf, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. I. Irwin Bolotin, It is ordered that Harry Edelson, Esquire, of Neptune, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore K. Bryant, It is ordered that Ralph S. Binns, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. White, Jr., It is ordered that Joseph L. Carson, Jr., Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Justin Miller, It is ordered that Harold P. Huls, Esquire, of Pasadena, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. White, Jr., It is ordered that Earnot Hodes, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Austin F. Canfield, It is ordered that Jerome F. Myers, Esquire, of Scranton, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edwin A. Meyers, It is ordered that Ernest Feild Parkinson, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Leslie C. Garnett, It is ordered that Fred Dennis, Esquire, of Detroit Lakes, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. White, Jr., It is ordered that Dewey G. Archambault, Esquire, of Lowell, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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American Telephone and Telegraph Company, et al.,

Appellants,

74 vs.

The United States of America, et al.

Argument concluded by Mr. John E. Benton for the Appellee, National Association of Railroad and Utilities Commissioners, and case submitted by Mr. Hampson Gary, Mr. Frank Roberson, and Mr. W. D. Humphrey for Appellee, Federal Communications Commission.

Leonard Schafer, Petitioner,

26 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

The death of Leonard Schafer and the qualification of Louis B. Tim and Adelina T. Schafer as executors of the estate of Leonard Schafer having been suggested,

It is, on motion of counsel for the petitioners, ordered by this Court that Louis B. Tim and Adelina T. Schafer, executors of the estate of Leonard Schafer, be substituted as the party petitioners in this case, and that the case be so continued and maintained.

Per Mr. Chief Justice Hughes.

Algernon S. Schafer, Petitioner,

24 vs.

Guy T. Helvering, Commissioner of Internal Revenue;

Edward Schafer, Petitioner,

25 vs.

Guy T. Helvering, Commissioner of Internal Revenue; and

Louis B. Tim and Adelina T. Schafer, Executors, etc.,

Petitioners,

26 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

Argued by Mr. Eugene Untermyer for the Petitioners, and by Mr. Assistant Attorney General Jackson for the Respondent.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
186 vs.
Albert Fried; and

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
187 vs.
Benjamin Einhorn.

Argued by Mr. Assistant Attorney General Jackson for the Petitioner and by Mr. John J. Curtin for the Respondents.

Harriet C. Binney, et al., Appellants,
77 vs.
Henry P. Long, Commissioner of Corporations and Taxation
of the Commonwealth of Massachusetts.

Argued by Mr. Talcott M. Banks, Jr., for the Appellants, and by Mr. James J. Ronan for the Appellee.

The United States, Petitioner,
97 vs.
Percy K. Hudson.

Argument commenced by Mr. Assistant Attorney General Jackson for the Petitioner.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John David Watkins, It is ordered that Jacques P. Adoue, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Wallace, It is ordered that Robert D. Shea, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Z. Medalie, It is ordered that Theodore S. Hope, Jr., Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas Boylan, It is ordered that Francis A. McCarron, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. T. Baxter Milne, It is ordered that Harold James Kress, Esquire, of Yonkers, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph K. Chase, It is ordered that Marland Gale, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dean Hill Stanley, It is ordered that Joseph Anthony Panuch, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Burnham Yung Kwai, It is ordered that Charles H. Just, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James B. Alley, It is ordered that James F. Dealy, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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John Hancock Mutual Life Insurance
Company, Petitioner,
146 vs.
Mrs. Edna K. Yates.

Submitted by Mr. Alex W. Smith, Jr., and Mr. Byron K. Elliott for the Petitioner, and by Mr. Edgar Watkins for the Respondent.

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The United States, Petitioner,

97 vs.

Percy K. Hudson.

Argument continued by Mr. Bernhard Knollenberg for the Respondent, and concluded by Mr. Assistant Attorney General Jackson for the Petitioner.

District of Columbia, Petitioner,

103 vs.

Ethel Clawans.

Argued by Mr. Raymond Sparks for the Petitioner, and by Mr. Seth W. Richardson for the Respondent.

The Prairie Farmer Publishing Company,

et al., Petitioners,

104 vs.

The Indiana Farmer's Guide Publishing Company.

Argued by Mr. Maxwell V. Beghtol for the Petitioners, and by Mr. U. S. Lesh and Mr. Eben Lesh for the Respondent.

Ernest O. Thompson, C. V. Terrell, et al.,

Appellants,

89 vs.

Consolidated Gas Utilities Corporation, et al.

Argument commenced by Mr. Wm. Madden Hill for the Appellants.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that Henry L. Grosken, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that Edmond C. Moriarty, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jesse P. Nolcott, It is ordered that E. Newell DeGurse, Esquire, of Port Huron, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nelson J. Jewett, It is ordered that Jules L. Brady, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis B. Wehle, It is ordered that Henry M. Channing, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Moultrie Hitt, It is ordered that Charlton Ogburn, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Ernest O. Thompson, C. V. Terrell, et al.,

Appellants,

89 vs.

Consolidated Gas Utilities Corporation, et al.

Argument continued by Mr. Wm. Madden Hill for the Appellants; by Mr. S. A. L. Morgan for the Appellees; and concluded by Mr. C. C. Small for the Appellants.

The United States of America, Appellant,

98 vs.

Curtiss-Wright Export Corporation, et al.

Three hours allowed for oral argument.

Argument commenced by Mr. Martin Conboy for the Appellant, and continued by Mr. George Z. Medalie for the Appellees.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Jose Ramon Quinones, Esquire, of San Juan, Puerto Rico, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Miss Hester W. Webb, It is ordered that Henriette W. Steinegger, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. Granville Curry, It is ordered that S. Austin Wier, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Robert Pollard, It is ordered that J. Ira Harrelson, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James J. Lenihan, It is ordered that Raymond T. Senior, Esquire, of Salt Lake City, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. Rea Williams, It is ordered that Joseph F. Rosenfield, Esquire, of Des Moines, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George P. Alt, It is ordered that Paul Jones, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel Marshall Gold, It is ordered that Maurice A. Gilsey, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. Barron, It is ordered that Charles T. Malone, Esquire, of Chevy Chase, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The United States of America, Appellant,

98 vs.

Curtiss-Wright Export Corporation, et al.

Argument continued by Mr. George Z. Medalie and Mr. William Wallace for the Appellees, and concluded by Mr. Martin Conboy for the Appellant.

Kentucky Whip and Collar Company,

Petitioner,

138 vs.

Illinois Central Railroad Company.

Argued by Mr. Charles I. Dawson for the Petitioner; by Mr. John Hickey Melm for the Respondent; and by Mr. Assistant Attorney General Dickinson for the United States as amicus curiae, by special leave of Court.

Employers Reinsurance Corporation,

Petitioner,

155 vs.

Randolph Bryant, United States District Judge, etc.

Argued by Mr. Jacques P. Adoue for the Petitioner. No brief for the Respondent.

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Proclamation being made the Court is adjourned until Monday, November 23 next at 12 o'clock.

MONDAY, NOVEMBER 23, 1936.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Charles E. Wyzanski, Jr., It is ordered that Anne E. Freeling, of Lawrence, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wilson F. McCray, It is ordered that I. Fontaine Davison, Esquire, of Arlington, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stanley Farrar Brewster, It is ordered that James H. Brewster, Jr., Esquire, of Weston, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Percy W. Phillips, It is ordered that Wm. W. Lawson, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert P. Beasley, It is ordered that Joseph M. Hassett, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph E. Smith, It is ordered that Francis Samuel Gettle, Esquire, of Stuttgart, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The Chief Justice announced the following order of the Court:

W. H. H. Chamberlin, Inc., Appellant,
49 vs.
Elmer F. Andrews, Industrial Commissioner of the State of New York, et al.;

Appeals from the Supreme Court of the State of New York.

E. C. Stearns & Co., Appellant,
50 vs.
Elmer F. Andrews, Industrial Commissioner of the State of New York, et al.;

and

Associated Industries of New York State, Inc., Appellant,
64 vs.
The Department of Labor of the State of New York, et al.

Per curiam: The judgments in these cases are severally affirmed by an equally divided Court.

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W. H. H. Chamberlin, Inc., Appellant,
49 vs.
Elmer F. Andrews, Industrial Commissioner of the State of New York, et al.

Appeal from the Supreme Court of the State of New York.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

E. C. Sterns & Co., Appellant,
50 vs.
Elmer F. Andrews, Industrial Commissioner of the State of New York, et al.

Appeal from the Supreme Court of the State of New York.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

Associated Industried of New York State, Inc., Appellant,
64 vs.
The Department of Labor of the State of New York, et al.

Appeal from the Supreme Court of the State of New York.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

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The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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Ex Parte: James J. Walter,

Petitioner.

—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of habeas corpus herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Vermont, Complainant,

2, Original. vs.

State of New Hampshire.

The report of the Special Commissioner herein is received and ordered filed.

Per Mr. Chief Justice Hughes.

Angelo Herndon, Appellant,

474 vs.

J. I. Lowry, Sheriff of Fulton County, Georgia; and

Angelo Herndon, Appellant,

475 vs.

J. I. Lowry, Sheriff of Fulton County, Georgia.

In these cases probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Swayne and Hoyt, Ltd., et al., Appellants,

494 vs.

The United States of America.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

City of Holton, Appellant,

491 vs.

Kansas State Bank, Holton, Kansas, et al.

Further consideration of the question of the jurisdiction of this Court in this case and of the motion to dismiss is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Jack Sanacory, Petitioner,

511 vs.

The People of the State of New York.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Sanacory, Petitioner,

511 vs.

The People of the State of New York.

On petition for writ of certiorari to the Supreme Court of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jack La Vers, Petitioner,

515 vs.

The Supreme Court of the State of California.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jack La Vers, Petitioner,
515 vs.
The Supreme Court of the State of California.

On petition for writ of certiorari to the Supreme Court of the State of California.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marrs McLean, Petitioner,
449 vs.
Goodyear Tire & Rubber Co., Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hammond Lumber Company, Owner of and the American Steamer Eureka, etc., Petitioner,
463 vs.
Broughton & Wiggins Navigation Company, Claimant of, and the American Steamship Ernest H. Meyer, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Crown Central Petroleum Corporation, Petitioner,
465 vs.
Consolidated Oil Company of Houston, Texas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Arthur Spero and Thomas Simkoff, Petitioners,
466 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Elmer Johnson, Petitioner,
472 vs.
Edward J. Hughes, Individually and as Secretary of the State of Illinois, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles D. Beckwith, William McIlvrid, James Fletcher, et al., Petitioners,
476 vs.
Marion W. McCarter, Henrietta Fox and Herbert Aram.

On petition for writ of certiorari to the Supreme Court of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Harriman National Bank and Trust Company of the City of New York, et al., etc., Petitioners,
477 vs.
Charles A. Munroe.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. I. DuPont De Nemours & Company, Incorporated, Petitioner,
482 vs.
Waxed Products Co., Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Max Rothfeld, Petitioner,
484 vs.
333 North Michigan Avenue
Building Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lottie G. Brenner, Petitioner,
485 vs.
333 North Michigan Avenue
Building Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lottie G. Brenner, Petitioner,
486 vs.
333 North Michigan Avenue
Building Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Annie Sherman, et al., Petitioners,
487 vs.
333 North Michigan Avenue Building Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Annie Sherman, et al., Petitioners,
488 vs.
333 North Michigan Avenue Building Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pick Manufacturing Company, Petitioner,
12 vs.
General Motors Corporation, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Helen M. Torinus, Appellant,

353 vs.

Roy F. Johnson, The Auditor of

Washington County, Minnesota, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. Inez Abel, et al., Petitioners,

434 vs.

Ed Kennedy, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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The Chief Justice said:

"Mr. Justice Stone took no part in the consideration or decision of the cases in which judgments or orders are this day announced."

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Robert G. Stone, et al., etc.,

Petitioners,

202, October Term, 1935. vs.

Thomas W. White, Former Collector of

Internal Revenue, etc.

Motion for further extension of time within which to file petition for rehearing submitted by Mr. Frederick A. Ballard for the Petitioners.

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Proclamation being made, the Court is adjourned until Monday, December 7, at 12 o'clock.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. F. Regis Wool, It is ordered that Harold H. Shaller, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Wyzanski, Jr., It is ordered that Laurence A. Knapp, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter H. Pollak, It is ordered that Thomas I. Emerson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wilson E. McCray, It is ordered that Louis G. Lange, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Philip Lutz, Jr., It is ordered that Joseph S. Hoffmann, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Robert Sherrod, It is ordered that James Turner, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that John Maktos, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ray E. Lee, It is ordered that Byron G. Rogers, Esquire, of Las Animas, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Brien McMahon, It is ordered that Sydney P. Simons, Esquire, of Bridgeport, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Brien McMahon, It is ordered that Arthur B. Weiss, Esquire, of Bridgeport, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Jacob W. Friedman, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Irving J. Levy, It is ordered that Joseph L. Weiner, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Frederick E. Campbell, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George H. English, It is ordered that William C. Michaels, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George H. English, It is ordered that Walter H. Maloney, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William F. Hall, It is ordered that Joseph G. Carey, Esquire, of Wichita, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Heber H. Rice, It is ordered that Eugene Ballard, Jr., Esquire, of Montgomery, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that John K. Nagopian, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Benton, It is ordered that Clyde S. Bailey, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel H. Horne, It is ordered that Ralph N. Hawxhurst, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Mlevs, It is ordered that Harry Seward Stark, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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American Telephone and Telegraph Company, et al., Appellants,	Appeal from the District Court of the United States for the Southern District of New York.
74 vs.	
The United States of America, Federal Communications Commission, and National Association of Railroad and Utilities Commissioners.	

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Cardozo.

Mr. Justice Stone took no part in the consideration or decision of this case.

James M. Landis, et al., Petitioners, vs. The North American Company. — On writ of certiorari to the United States Court of Appeals for the District of Columbia.

221

THIS CAUSE came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Court of Appeals, in this cause, be, and the same is hereby, reversed and the order of the District Court vacated; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Columbia to determine the motion for stay in accordance with the principles laid down in the opinion of this Court.

Per Mr. Justice Cardozo.

Mr. Justice McReynolds concurs in the result.

Mr. Justice Stone took no part in the consideration or decision of this case.

James M. Landis, et al., Petitioners, vs. American Water Works and Electric Company, Incorporated. — On writ of certiorari to the United States Court of Appeals for the District of Columbia.

222

THIS CAUSE came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Court of Appeals, in this cause, be, and the same is hereby, reversed and the order of the District Court vacated; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Columbia to determine the motion for stay in accordance with the principles laid down in the opinion of this Court.

Per Mr. Justice Cardozo.

Mr. Justice McReynolds concurs in the result.

Mr. Justice Stone took no part in the consideration or decision of this case.

M. J. Pufahl, as Receiver of the Austin National Bank of Chicago, Petitioner, vs. Estate of Elvira J. Parks, Deceased.

On writ of certiorari to the Appellate Court of the State of Illinois, First District.

18

THIS CAUSE came on to be heard on the transcript of the record from the Appellate Court of the State of Illinois, First District, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Appellate Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Roberts.

Mr. Justice Stone took no part in the consideration or decision of this case.

The United States, Petitioner, vs. Robert Esnault-Pelterie.

On writ of certiorari to the Court of Claims.

41

THIS CAUSE came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, vacated; and that this cause be, and the same is hereby, remanded to said court for such proceedings in harmony with the opinion of this Court as the Court of Claims may determine, and with instructions that it specifically find whether plaintiff's patent in suit was valid and, if found valid, whether it was infringed by the defendant.

Per Mr. Justice Butler.

Mr. Justice Stone took no part in the consideration or decision of this case.

The United States of America,
Appellant,
62 vs.
Charles Resnick and Joseph Resnick,
Partners Trading as L. Resnick and Sons.

Appeal from the District Court of the United States for the Eastern District of Pennsylvania.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Pennsylvania, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Butler.

Mr. Justice Stone took no part in the consideration or decision of this case.

The United States of America,
Appellant,
63 vs.
The Acme Can Company.

Appeal from the District Court of the United States for the Eastern District of Pennsylvania.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Pennsylvania, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Butler.

Mr. Justice Stone took no part in the consideration or decision of this case.

The National Home for Disabled Volunteer Soldiers, Danville, Illinois, and the Veterans' Administration, Petitioners,
70 vs.
Harvey M. Wood, as Administrator of the Estate of Walter Searles, Deceased.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Illinois.

Per Mr. Justice Butler..

Mr. Justice Stone took no part in the consideration or decision of this case.

Old Dearborn Distributing Company, Appellant,
226 vs.
Seagram-Distillers Corporation.

Appeal from the Supreme Court of the State of Illinois.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Sutherland.

Mr. Justice Stone took no part in the consideration or decision of this case.

Carl W. McNeil, Doing Business as McNeil's Liquor Store, Appellant,
372 vs.
Joseph Triner Corporation.

Appeal from the Supreme Court of the State of Illinois.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Sutherland.

Mr. Justice Stone took no part in the consideration or decision of this case.

The Pep Boys, Manny, Moe and Jack of California, Appellants,
55 vs.
Pyroil Sales Company, Inc.

Appeal from the Supreme Court of the State of California.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Sutherland.

Mr. Justice Stone took no part in the consideration or decision of this case.

Clarence G. Kunsman, Appellant,
79 vs.
Max Factor & Co., and Sales Builders, Inc.

Appeal from the Supreme Court of the State of California.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Sutherland.

Mr. Justice Stone took no part in the consideration or decision of this case.

John Hancock Mutual Life Insurance Company, Petitioner,
146 vs.
Mrs. Edna K. Yates.

On writ of certiorari to the Supreme Court of the State of Georgia.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Georgia, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Brandeis.

Mr. Justice Stone took no part in the consideration or decision of this case.

Mountain States Power Company, Appellant, vs. Public Service Commission of Montana, et al. — Appeal from the District Court of the United States for the District of Montana.

38

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the District of Montana, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

Mr. Justice Stone took no part in the consideration or decision of this case.

Mountain States Power Company, Appellant, vs. Public Service Commission of Montana, et al. — Appeal from the District Court of the United States for the District of Montana.

39

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the District of Montana, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

Mr. Justice Stone took no part in the consideration or decision of this case.

Algernon S. Schafer, Petitioner,
24 vs.
Guy T. Helvering, Commissioner
of Internal Revenue.

On writ of certiorari to the United States Court of Appeals for the District of Columbia.

THIS CAUSE came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals.

Per Mr. Justice McReynolds.

Mr. Justice Stone took no part in the consideration or decision of this case.

Edward Schafer, Petitioner,
25 vs.
Guy T. Helvering, Commissioner
of Internal Revenue.

On writ of certiorari to the United States Court of Appeals for the District of Columbia.

THIS CAUSE came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals.

Per Mr. Justice McReynolds.

Mr. Justice Stone took no part in the consideration or decision of this case.

Louis B. Tim and Adelina T. Schafer, Executors of the Estate of Leonard Schafer, Petitioners, vs. Guy T. Helvering, Commissioner of Internal Revenue.

On writ of certiorari to the United States Court of Appeals for the District of Columbia.

26

THIS CAUSE came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals.

Per Mr. Justice McReynolds.

Mr. Justice Stone took no part in the consideration or decision of this case.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Albert Fried.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

186

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice McReynolds.

Mr. Justice Stone took no part in the consideration or decision of this case.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Benjamin Einhorn. 187

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice McReynolds.

Mr. Justice Stone took no part in the consideration or decision of this case.

The British-American Oil Producing Company, Petitioner, vs. The Board of Equalization of the State of Montana, et al. 37

On writ of certiorari to the Supreme Court of the State of Montana.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Montana, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Van Devanter.

Mr. Justice Stone took no part in the consideration or decision of this case.

Frank M. McKey, Trustee in Bankruptcy, Petitioner, vs. Maurice Paradise, as Trustee. — On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

4

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs and the decree of the District Court affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration and decision of this case.

Frank M. McKey, Trustee in Bankruptcy, Petitioner, vs. Maurice Paradise, as Trustee. — On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

5

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs and the decree of the District Court affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration and decision of this case.

The United States of America, Petitioner, vs. Raymond Wood. — On writ of certiorari to the United States Court of Appeals for the District of Columbia.

34

THIS CAUSE came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Court of Appeals, in this cause, be, and the same is hereby, reversed and the judgment of conviction affirmed; and that this cause be, and the same is hereby, remanded to the said United States Court of Appeals for the District of Columbia for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration and decision of this case.

DISSENTING: Mr. Justice McReynolds, Mr. Justice Sutherland, and Mr. Justice Butler.

Bessie Villa and Max Peterson, Appellants, vs. George S. Van Schaick, Superintendent of Insurance of the State of New York. — Appeal from the Supreme Court of the State of New York.

54

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, vacated, without costs to either party in this Court; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration and decision of this case.

The Prairie Farmer Publishing Company, Wallace Publishing Company, and the Wisconsin Farmer Company, et al., Petitioners, vs. The Indiana Farmer's Guide Publishing Company. 104

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration and decision of this case.

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The Chief Justice announced the following order of the Court:

Union Building Corporation, Appellant, vs. E. A. Conway, Secretary, State of Louisiana. 516

Appeal from the Supreme Court of the State of Louisiana.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and on motion to dismiss which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration and decision of this case.

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The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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Ex Parte: Frank Cassel,

Petitioner.

—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of habeas corpus herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: Harry Clark,

Petitioner.

—, Original.

O R D E R

A rule is ordered to issue, returnable within thirty days from this date, requiring the Respondent to show cause why leave to file the petition for a writ of habeas corpus should not be granted.

Per Mr. Chief Justice Hughes.

Ex Parte: Gene McCann,

Petitioner,

—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of mandamus herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

In re: Disbarment of Louis Fried.

O R D E R

It having been reported to the Court that Louis Fried, of Washington, D. C., a member of the bar of this Court, has been disbarred from the practice of the law in the District Court of the United States for the District of Columbia;

IT IS ORDERED that the said Louis Fried be, and he is hereby, suspended from the practice of the law in this Court, and that a rule issue returnable within forty (40) days requiring the said Louis Fried to show cause why he should not be disbarred from the practice of the law in this Court.

Per Mr. Chief Justice Hughes.

Robert G. Stone, et al., etc.,
Petitioners,
202, O. T. 1935 vs.
Thomas W. White, Former Collector
of Internal Revenue, etc.

ON CONSIDERATION of the motion for a further extension of time within which to file a petition for rehearing in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert G. Stone, et al., etc., Petitioners,
202, O.T. 1935. vs.
Thomas W. White, Former Collector
of Internal Revenue, etc.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Telephone and Telegraph Company,
et al., Appellants,
74 vs.
The United States of America, et al.

ON CONSIDERATION of the motion of counsel for the Appellants for leave to file a supplemental brief in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted as of November 27, 1936.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner,
etc., Petitioner,
27 vs.
Illinois Life Insurance Company.

O R D E R

IT IS ORDERED that the sentence in the second paragraph of the opinion delivered in this cause on November 9, 1936, which is as follows: "What provision is a reenactment of §245(a)(2), Revenue Act of 1921, which in Helvering v. Insurance Co. we held not to apply to assets reserved by a life insurance company against unmatured, unsurrendered and unpaid coupons attached to its policies." be amended by striking therefrom the word "unmatured" and inserting in its place the word "matured."

The petition for rehearing is denied.

Per Mr. Chief Justice Hughes.

Samuel Steinberg, Petitioner,
536 vs.
Homer C. Cummings, as Attorney General, et al.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Samuel Steinberg, Petitioner,
536 vs.
Homer C. Cummings, as Attorney General and Henry C. Hill, as Warden, United States Northeastern Penitentiary.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gene McCann, Petitioner,
544 vs.
Hon. Vincent L. Leibell, Judge of the United States District Court for the Southern District of New York, et al.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gene McCann, Petitioner,
544 vs.
Hon. Vincent L. Leibell, Judge of the United States District Court for the Southern District of New York, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy S. Martin, Petitioner, — Order allowing certiorari

500 vs.

National Surety Company, et al.

The petition herein for a writ of certiorari to the United Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Atchison, Topeka and Santa Fe Railway Company, Petitioner, — Order allowing certiorari.

505 vs.

William M. Scarlett.

The petition herein for a writ of certiorari to the Supreme Court of the State of California is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

United States, ex relatione, Girard Trust Company, Trustee Under the Will of John A. Brown, Jr., Deceased, Petitioner, — On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

285 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
462 vs.
Francis J. Kelly, Executor of the Estate of Rose A. Kelly, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,
470 vs.
Steamship "Papoose," Her Engines, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,
471 vs.
Petroleum Navigation Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. P. Morgan & Company, Petitioner,
478 vs.
Missouri Pacific Railroad Company,
Debtor, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sewell L. Avery, Petitioner,
480 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sewell L. Avery, Petitioner,
481 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. W. Peak, Petitioner,
490 vs.
The Marion Steam Shovel Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James Virdone, as Trustee in Bankruptcy of Standard Baths, Inc., Bankrupt,
Petitioner,
492 vs.
Dows Estate, Inc., Mabel Schwab and Robert J. Parrington, as Receiver in Foreclosure.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Missouri-Kansas-Texas Railroad Company,
Petitioner,
493 vs.
Melvin M. Good, Administrator of the Estate of Robert M. Good, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Stephen L. Stetson Company, Ltd., and Matt J. Wasserman, Inc., Petitioners,
498 vs.
John B. Stetson Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States Savings Bank and Wade H. Cooper, Petitioners,
502 vs.
Henry Morgenthau, Jr., Secretary of the Treasury, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Benjamin J. Spang, etc., Petitioner,
514 vs.
Fred A. Gossnell, Jesse T. Nichols, G. A. Baumann, et al., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis Pierman, Jr., alias Louie Pierman, Jr., Petitioner,
495 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Abe Pierman, Petitioner,
496 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Pallis, alias Joe Pallis, Petitioner,
497 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hartridge-Cannon Company, et al., Petitioners,
499 vs.
J. W. Gillespie, L. F. Rodgers and James G. Martin.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William S. Moore, Petitioner,
503 vs.
Chicago Mercantile Exchange, Michael E. Fox, John V. McCarthy, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James E. Bennett, Frank A. Miller, Frank F. Thompson, et al., Petitioners,
504 vs.
Board of Trade of the City of Chicago, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
508 vs.
William W. Vaughan.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Walter E. Meyer, Arthur M. Hess, Edgar J. Kohler, et al., Petitioners,
510 vs.
The Kansas City Southern Railway Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Cardozo took no part in the consideration and decision of this application.

John J. Flanigan, Petitioner,
517 vs.
Ditto, Incorporated.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

South Atlantic Steamship Company of Delaware, Petitioner,
518 vs.
Frank Munkacsy.

On petition for writ of certiorari to the Supreme Court of the State of Delaware.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Delaware, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

In re: Disbarment of Holmes Hall.
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A petition for rehearing having been filed in the matter of the disbarment of Holmes Hall,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jean Bourdieu, Petitioner,
2 vs.
Pacific Western Oil Company, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph H. Barwise, et al., Appellants,

10 vs.

George H. Sheppard, as Comptroller of the State of Texas, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

L. P. Chisholm, Waller Holladay, et al., Petitioners,

11 vs.

W. B. Gilmer, Receiver, etc.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State Board of Equalization of the State of California, et al., Appellants,

22 vs.

Young's Market Company, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

In the Matter of 620 Church Street
Building Corporation, et al., Petitioners.
271

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be,and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

S. H. Kress & Company, et al., Appellants,
384 vs.
Ed. C. Johnson, as Governor of the State of Colorado.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be,and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomas J. Wood, Petitioner,
386 vs.
The United States of America.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edgar W. Bassick, Petitioner,
425 vs.
Commissioner of Internal Revenue.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jessie S. Perkins, Petitioner,

426 vs.

Commissioner of Internal Revenue.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

SUPREME COURT OF THE UNITED STATES.

OCTOBER TERM, 1936.

ORDER.

It is ordered that paragraphs 1, 2, and 3 of Rule 2 of the Rules of this Court be, and they are hereby, amended, effective February 1, 1937, so as to read as follows:

1. It shall be requisite to the admission of attorneys or counsellors to practice in this court, that they shall have been such for three years past in the highest court of a State, Territory, District, or Insular Possession, and that their private and professional characters shall appear to be good.

2. Not less than two weeks in advance of application for admission, each applicant shall file with the clerk (1) a certificate from the presiding judge or clerk of the proper court showing that he possesses the foregoing qualifications, (2) his personal statement under oath setting out the date and place of his birth, the names of his parents, his place of residence and office address, the courts of last resort to which he has been admitted, the places where he has been a practitioner, and, if he is not a native born citizen, the date and place of his naturalization, and information respecting any reprimand of any court pertaining to his conduct or fitness as a member of the bar, and (3) two letters or signed statements of members of the bar of this court, not related to the applicant, who are resident practitioners within the State, Territory, District, or Insular Possession (to which the application refers as provided in paragraph 1 of this rule) stating that the applicant is personally known to them, that he possesses all the qualifications required for admission to the bar of this court, that they have examined his personal statement and that they affirm that his personal and professional character and standing are good.

3. Admissions will be granted only upon oral motion by a member of the bar in open court, and upon his assurance that he has examined the credentials of the applicant filed in the office of the clerk in accordance with the foregoing requirement and that he is satisfied that the applicant possesses the necessary qualifications.

December 7, 1936.

The Chief Justice said:

"Mr. Justice Stone took no part in the consideration or decision of the cases in which judgments or orders are this day announced."

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Ella H. Tinkoff, Petitioner,

537 vs.

Chicago Title and Trust Company, as Trustee, et al.

Motion to waive rule as to printing record submitted by Mr. Paysoff Tinkoff for the Petitioner.

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The Kroger Grocery & Baking Company,

Appellant,

501 vs.

Philip Lutz, Jr., as Attorney General of the State of Indiana, et al.

Argued by Mr. Robert S. Marx for the Appellant. The Court declined to hear further argument.

Great Northern Railway Company, Appellant,

20 vs.

State of Washington.

Argument commenced by Mr. Thomas Balmer for the Appellant and continued by Mr. George G. Hannan for the Appellee.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Charles L. McNary, It is ordered that Maurice E. Tarshis, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Sullivan, It is ordered that Andrew M. Hood, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Sullivan, It is ordered that Henry M. Byrne, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry Epstein, It is ordered that Frances Williamson Lehrich, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John I. [illegible], It is ordered that Charles Wilbur Bosnd, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Julius Henry Cohen, It is ordered that Austin J. Tobin, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles L. Mallery, It is ordered that James R. Bain, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis R. Wehlinger, It is ordered that Theron Bertram Hamilton, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Sullivan, It is ordered that Raymond P. Gerrity, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Sullivan, It is ordered that Moses Carl Levine, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Sullivan, It is ordered that David Morgulas, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George G. Mannan, It is ordered that Wilbur A. Toner, Esquire, of Walla Walla, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. Roy Smith, It is ordered that Charles Z. Walker, Esquire, of Long Beach, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. Eberhart Haynes, It is ordered that William Lipscomb, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James C. Rogers, It is ordered that J. Frederic Burns, Esquire, of Houlton, State of Maine, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gilbert L. Hall, It is ordered that Homer Hoyt, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. P. J. J. Nicolaides, It is ordered that John M. Maddin, Esquire, of Nashville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John I. Dugan, It is ordered that Francis M. Dugan, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Oscar W. Underwood, Jr., It is ordered that Wm. A. Moncure, Esquire, of Alexandria, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Riley J. Wilson, It is ordered that F. B. Freeland, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Holyoke Water Power Company, Petitioner,

180 vs.

American Writing Paper Company, Inc.

Motion for leave to file brief of Paul Bakewell, Jr., as amicus curiae and to participate in the oral argument submitted by Mr. Paul Bakewell, Jr., and the motion denied.

Great Northern Railway Company, Appellant,

20 vs.

State of Washington.

Argument continued by Mr. George G. Hannan for the Appellee and concluded by Mr. L. B. daPonte for the Appellant.

W. P. Brown & Sons Lumber Company, et al., Petitioners,

100 vs.

Louisville & Nashville Railroad Company, et al.

Argued by Mr. J. V. Norman for the Petitioners, and by Mr. Elmer A. Smith for the Respondents.

The North American Cement Corporation, Appellant,

108 vs.

Mark Graves, et al., etc.

Argued by Mr. Henry S. Manley and Mr. Charles J. Tobin for the Appellant, and by Mr. Wendell P. Brown for the Appellees.

Proclamation being made, the Court rises.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Harold H. Shaller, It is ordered that Maurice Saskin, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James P. Burns, It is ordered that Owen Nell, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Dirk DeJonge, Appellant,
123 vs.
The State of Oregon.

Argued by Mr. Osmond K. Fraenkel for the Appellant, and by Mr. Maurice E. Tarshis for the Appellee.

A. L. Shapleigh, et al.,

Petitioners,

125 vs.

Pascual Mier.

Argued by Mr. H. R. Gamble for the Petitioners, and by Mr. Richard P. Burges for the Respondent.

The People of the State of New York, upon the relation of Richard Reid Rogers,

Appellant,

139 vs.

Mark Graves, John J. Merrill, et al., etc.

Argument commenced by Mr. Richard Reid Rogers for the Appellant.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, DECEMBER 10, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Justin Miller, It is ordered that Bates Booth, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bentley W. Warren, It is ordered that Nathan P. Avery, Esquire, of Holyoke, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bentley W. Warren, It is ordered that James M. Healy, Esquire, of Longmeadow, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bentley W. Warren, It is ordered that Frank E. Button, Esquire, of Holyoke, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. O'Connor, It is ordered that Herbert A. Lenis, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bentley W. Warren, It is ordered that Donald C. Starr, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Webster Ballinger, It is ordered that Vance Brand, Esquire, of Urbana, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry G. Hershenson, It is ordered that Arthur Abraham, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dwight D. Taylor, It is ordered that Russell L. Davenport, Esquire, of Holyoke, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dwight D. Taylor, It is ordered that Charles P. Curtis, Jr., Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John M. Littlepage, It is ordered that E. L. Skeel, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The People of the State of New York,
upon the relation of Richard Reid
Rogers, Appellant,
139 vs.
Mark Graves, John J. Merrill, et al., etc.

Argument continued by Mr. Richard Reid Rogers for the Appellant, and concluded by Mr. Joseph M. Mesnig for the Appellees.

The United States, Petitioner,
172 vs.
The Seminole Nation.

Argued by Mr. Charles E. Wyzanski, Jr., for the Petitioner, and by Mr. Paul M. Neibell for the Respondent.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Samuel A. Syme, It is ordered that Benjamin F. Napheys, Jr., Esquire, of Abilene, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Bernard Bernstein, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. Aubrey Bagley, It is ordered that Anthony Kabatt, Esquire, of Elmira, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul J. Culhane, It is ordered that Ralph F. Miller, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul J. Culhane, It is ordered that A. Ralph Snyder, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Davis, It is ordered that John O. Wicks, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Davis, It is ordered that John Charles Adams, Esquire, of Tulsa, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Davis, It is ordered that David D. Johnson, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Davis, It is ordered that Wm. S. Potter, Esquire, of Wilmington, State of Delaware, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence O. McKay, It is ordered that Edward C. Gritzbaugh, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis J. McNamara, It is ordered that George B. Rowlings, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis J. McNamara, It is ordered that Charles A. Rome, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis M. Merit, It is ordered that Frank E. Spain, Esquire, of Birmingham, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis M. Merit, It is ordered that Marlan Hobart Grooms, Esquire, of Birmingham, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Owen Rall, It is ordered that Thomas C. McConnell, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Marcus Hauge, Appellant,

175 vs.

The City of Chicago.

Argued by Mr. Owen Rall for the Appellant, and by Mr. Martin H. Foss for the Appellee.

Holyoke Water Power Company, Petitioner,

180 vs.

American Writing Paper Company, Inc.

Argued by Mr. Bentley W. Warren for the Petitioner; by Mr. Charles F. Curtis, Jr., for the Respondent; and by Mr. Solicitor General Reed for the United States as amicus curiae by special leave of Court.

Liggett and Myers Tobacco Co., Petitioner,

161 vs.

The United States;

The Commonwealth of Massachusetts,

Petitioner,

162 vs.

The United States; and

Liggett and Myers Tobacco Co., on be-
half of the Commonwealth of Massachusetts,

Petitioner,

163 vs.

The United States.

Argument commenced by Mr. Henry F. Long for the Petitioners.

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Proclamation being made the Court is adjourned until Monday, December 14, next, at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo. -Associate Justices.

Frank K. Green, Marshal, Esquire,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John W. Davis, It is ordered that Weston Vernon, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that Bernard Tompkins, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Webster Ballinger, It is ordered that Benjamin H. Kizer, Esquire, of Spokane, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Cassius M. Clay, It is ordered that Winthrop H. Kellogg, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Prew Savoy, It is ordered that Robert Gerald Prempe, Esquire, of Golconda, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harvey L. Rabbitt, It is ordered that James B. Fitzgerald, Esquire, of Lakewood, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur J. Mellott, It is ordered that Irvin Pane, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur J. Mellott, It is ordered that Ludwick Graves, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert A. Jones, It is ordered that Hastings S. Morse, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles V. Imlay, It is ordered that Henry Girven Solomon, Esquire, of Sedalia, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel H. Horne, It is ordered that Edward Chester Adams, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Wetzrow, it is ordered that Llewellyn Brittain Luke, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. Russell Kelly, It is ordered that Robert Alfred Burri, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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K V O S, Inc., Petitioner,
28 vs.
The Associated Press.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Washington with directions to dismiss the bill of complaint for want of jurisdiction.

Per Mr. Justice Roberts.

Mr. Justice Stone took no part in the consideration or decision of this case.

Harriet C. Binney, Frederic Cunningham and Constance C. Pertzoff, et al., Appellants, vs. Henry P. Long, Commissioner of Corporations and Taxation of the Commonwealth of Massachusetts. 77

Appeal from the Probate Court of the County of Norfolk, State of Massachusetts.

THIS CAUSE came on to be heard on the transcript of the record from the Probate Court of the County of Norfolk, State of Massachusetts, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Probate Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Probate Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Roberts.

Opinion by Mr. Justice Cardozo dissenting in part in which Mr. Justice Brandeis joins.

Mr. Justice Stone took no part in the consideration or decision of this case.

Duke Power Company and Southern Public Utilities Company, Petitioners, vs. Greenwood County and E. L. Brooks, S. A. Agnew, et al. 32

On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of South Carolina with directions to vacate its decrees and for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration and decision of this case.

The Chief Justice announced the following order of the Court:

Claudian B. Northrop and Eleanor G. Northrop, Appellants, vs. William L. Beale, George W. Brown, Francis Winslow and Laura Bryn Winslow. — Appeal from the Court of Appeals of the State of Maryland.

546

THIS CAUSE came on to be heard on the transcript of the record from the Court of Appeals of the State of Maryland, and on motion to dismiss or affirm which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED by this Court that the appeal herein be, and the same is hereby, dismissed for the reason that the judgment sought here to be reviewed is based upon a non-federal ground adequate to support it.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

Claudian B. Northrop and Eleanor G. Northrop, Appellants, vs. William L. Beale, George W. Brown, et al. — Appeal from the Court of Appeals of the State of Maryland.

546

Insofar as the papers whereon the appeal was allowed seek a review of the rulings of the Court of Appeals of Maryland upon questions of the asserted denial of rights under the Federal Constitution not involving the validity of any statute of the State, such papers are treated as a petition for writ of certiorari.

ON CONSIDERATION WHEREOF, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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Ella H. Tinkoff, Petitioner,

537 vs.

Chicago Title and Trust Company, as Trustee, et al.

ON CONSIDERATION of the motion of petitioner to waive the rule as to printing the record in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary E. Jackson, Petitioner,

551 vs.

Frank T. Fuller, et al.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary E. Jackson, Petitioner,

551 vs.

Frank T. Fuller, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Otto Van Dyke, Petitioner,

553 vs.

The State of Michigan.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Otto Van Dyke, Petitioner,

553 vs.

State of Michigan.

On petition for writ of certiorari to the Supreme Court of the State of Michigan.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Michigan, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bourjois, Inc., Appellant,

534 vs.

Clyde R. Chapman, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The Ohio Bell Telephone Company, Appellant,

539 vs.

The Public Utilities Commission of Ohio.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

B. D. Kester, Trustee in Bankruptcy of Charles H. Helmer, Bankrupt, Petitioner,

507 vs.

Ruby H. Adams, as Administratrix of the Estate of Charles H. Helmer, Deceased, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr.Chief Justice Hughes.

Magnolia Petroleum Company, Petitioner,

509 vs.

G. T. Blankenship, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

512 vs.

East Coast Oil Company, S. A.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ethel Mary Magill, Rachael M. Bailey and Margaret Lindsay Usmar, Petitioners,
513 vs.
Rodney P. Starkey, as Trustee, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Homer D. Moore, Administrator of the estate of Ethel Moore, Petitioner,
521 vs.
The Ocean Accident and Guarantee Corporation, Ltd.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Lanza, Petitioner,
529 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hugh J. Sheeran, as Receiver of New York Railways Company and New York Railways Corporation, Petitioners,
538 vs.
The City of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Vernon Tetzke, Petitioner,
541 vs.
Trust No. 2988 of the Foreman Trust and Savings Bank, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lulu Mignon Murphy, Petitioner,
105 vs.
S. S. Murphy (and wife) Alice K. Murphy.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Armand Company, Inc.,

Petitioner,

424 vs.

Federal Trade Commission.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John J. Flanigan, Petitioner,

445 vs.

Ditto, Incorporated.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sophia Brennan, Administratrix,

et al., Petitioners,

459 vs.

Sabine Towing Company, Inc., et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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Mr. Justice Stone took no part in the consideration or decision of the cases in which judgments or orders are this day announced.

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O R D E R

The Court will take a recess from Monday, December 21, to Monday, January 4, 1937.

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State of Texas, Complainant,

—, Original. vs.

State of New York, et al.

Motion for leave to file bill of complaint submitted by Mr. William McCraw for the Complainant.

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Liggett and Myers Tobacco Co.,

Petitioner,

161 vs.

The United States;

The Commonwealth of Massachusetts,

Petitioner,

162 vs.

The United States: and

Liggett and Myers Tobacco Co., on behalf of the Commonwealth of Massachusetts,

Petitioner,

163 vs.

The United States.

Argument continued by Mr. Henry F. Long for the Petitioners, and concluded by Mr. Paul Jackson for the Respondent.

Guy T. Helvering, Commissioner
of Internal Revenue, Petitioner,
207 vs.
Tex-Penn Oil Company;

Guy T. Helvering, Commissioner
of Internal Revenue, Petitioner,
208 vs.
M. L. Benedum; and

Guy T. Helvering, Commissioner
of Internal Revenue, Petitioner,
209 vs.
F. B. Parriott.

Argued by Mr. Thurman Arnold for the Petitioner and by Mr. John W. Davis for the Respondents.

Harold H. Henneford, et al., Members
of the Tax Commission of the State of
Washington, Appellants,
418 vs.
Silas Mason Company, Inc., et al.

Argument commenced by Mr. R. G. Sharpe for the Appellants.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William D. Whitney, It is ordered that Roswell Leavitt Gilpatric, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene M. Caffey, It is ordered that Clarence E. Brand, Esquire, of New Haven, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William E. Borah, It is ordered that D. Worth Clark, Esquire, of Pocatello, State of Idaho, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Benjamin S. Minor, It is ordered that Murray M. McGuire, Esquire, of Richmond, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William S. Culbertson, It is ordered that George E. Palmer, Esquire, of Floral Park, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Webster Ballinger, It is ordered that Donald S. Holmes, Esquire, of Duluth, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis A. Silver, It is ordered that Earl Morse, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alexander Woltzoff, It is ordered that Charles L. Sylvester, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Harold H. Henneford, et al., Members of the Tax
Commission of the State of Washington, Appellants,
418 vs.
Silas Mason Company, Inc., et al.

Argument continued by Mr. R. G. Sharpe for the Appellants; by Mr. B. H. Kizer for the Appellees; and concluded by Mr. R. G. Sharpe for the Appellants.

Caroline R. Kuehner and Frederick
G. Fischer, as Trustees, Petitioners,
354 vs.
Grayson M.-P. Murphy, et al., etc.

Argued by Mr. Rollin Browne for the Petitioners and by Mr. William D. Whitney for the Respondents.

Mrs. John S. Meadows, Petitioner,

151 vs.

The Irving Trust Company, as

Trustee, etc., et al.

Argument commenced by Mr. Perlie P. Fallon for the Petitioner.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland, Associate Justices.
George Butler,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Harry W. Blair, It is ordered that Jacob Newman, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph A. Cantrel, It is ordered that Robert J. McKeever, Esquire, of Port Chester, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore A. Hostetler, It is ordered that Donald W. Robertson, Esquire, of Oakmont, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Mrs. John S. Meadows, Petitioner,

151 vs.

The Irving Trust Company, as Trustee, etc., et al.

Argument continued by Mr. Perlie P. Fallon for the Petitioner; by Mr. William D. Whitney for the Respondents; and concluded by Mr. Perlie P. Fallon for the Petitioner.

City Bank Farmers Trust Company, Assignee
of Florence H. Bugbee, Petitioner,

260 vs.

Irving Trust Company, as Trustee, etc., et al.

Argued by Mr. Henry L. Glenn for the Petitioner, and by Mr. William D. Whitney for the Respondents.

Joseph E. Otis Estate Land Trust, et al.,
Petitioners,

436 vs.

Irving Trust Company, as Trustee, etc., et al.

Argued by Mr. Murray C. Bernays for the Petitioners, and by Mr. William D. Whitney for the Respondents.

West Coast Hotel Company, Appellant,

293 vs.

Ernest Parrish and Elsie Parrish, his wife.

Argument commenced by Mr. E. L. Skeel for the Appellant.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Joseph A. Cantrel, It is ordered that Ralph O. Butz, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Roberts, It is ordered that Harry S. Wender, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Irvin Fane, It is ordered that Martin B. Dickinson, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lyman S. Hulbert, it is ordered that Warren R. Slemmons, Esquire, of Ellensburg, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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West Coast Hotel Company, Appellant,

293 vs.

Ernest Parrish and Elsie Parrish, his wife.

Argument continued by Mr. E. L. Skeel for the Appellant; by Mr. W. A. Toner for the Appellees; and concluded by Mr. E. L. Skeel for the Appellant.

Forest Marvel, Petitioner,

212 vs.

Fred G. Zerbst, Warden, etc.

Argument commenced by Mr. John B. Boddie for the Petitioner. The Court declined to hear further argument.

Midland Realty Company, Appellant,

217 vs.

Kansas City Power & Light Company.

Argued by Mr. Elliott H. Jones for the Appellant, and by Mr. Ludwick Graves and Mr. Irvin Pane for the Appellee.

Shoshone Tribe of Indians of the
Wind River Reservation in Wyoming,

Petitioner,

216 vs.

The United States;

and

The United States, Petitioner,

328 vs.

Shoshone Tribe of Indians of the
Wind River Reservation in Wyoming.

Argument commenced by Mr. George M. Tunison for the Shoshone Tribe of Indians.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Harry W. Blair, It is ordered that Maurice P. Murphy, Esquire, of St. Joseph, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry W. Blair, It is ordered that G. Samuel Milam, Esquire, of Russellville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Claude Pepper, It is ordered that Charles A. Savage, Esquire, of Ocala, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles L. McNary, It is ordered that Howard F. Latourette, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Shoshone Tribe of Indians of the Wind River
Reservation in Wyoming, Petitioner,
216 vs.
The United States;

and

The United States, Petitioner,
328 vs.
Shoshone Tribe of Indians of the
Wind River Reservation in Wyoming.

Argument continued by Mr. George M. Tunison for the Shoshone Tribe of Indians; by Mr. Assistant Attorney General Blair for the United States; and concluded by Mr. Albert W. Jefferis for the Shoshone Tribe of Indians.

Juan Bengzon, Petitioner,
214 vs.
The Secretary of Justice and Insular
Auditor of the Philippine Islands.

Argued by Mr. Eugene M. Caffey for the Respondent, and case submitted by Mr. Pedro Y. Ylagen for the Petitioner.

The People of the State of New York,
ex rel. C. Handasyde Whitney, Appellant,
218 vs.
Mark Graves, John P. Hennessey, et al., etc.

Argued by Mr. Marcien Jenckes for the Appellant, and by Mr. Joseph M. Mesnig for the Appellees.

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Proclamation being made the Court is adjourned until Monday, December 21, next, at 12 o'clock.

MONDAY, DECEMBER 21, 1936.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that C. Keefe Hurley, Esquire, of Gardner, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that A. Marvin Braverman, Esquire, of Cedar Rapids, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert B. Watts, It is ordered that I. S. Dorfman, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Golden W. Bell, It is ordered that Wilmer H. Eberly, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel W. McIntosh, It is ordered that H. Rowan Gaither, Jr., Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Mortimer Weinbach, It is ordered that John O. Palstine, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles R. Allen, It is ordered that William G. MacKay, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alfred L. Bennett, It is ordered that Charles A. Harrison, Esquire, of New Haven, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Norman J. Morrisson, It is ordered that Melvyn Gordon Loewenstein, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Percy W. Phillips, It is ordered that George Thurston Evans, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. U. Bon Gesslin, It is ordered that Sam Goldman, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The United States of America,
Appellant,
98 vs.
Curtiss-Wright Export Corporation,
Curtiss Aeroplane & Motor Company,
Inc., and Barr Shipping Corporation, et al.

Appeal from the District Court of the United States for the Southern District of New York.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

Dissenting: Mr. Justice McReynolds.

Mr. Justice Stone took no part in the consideration or decision of this case.

The Kroger Grocery & Baking Company,
Appellant,
501 vs.
Philip Lutz, Jr., as Attorney General
of the State of Indiana, et al.

Appeal from the District Court of the United States for the Northern District of Indiana.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Indiana, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

Lillie Kammerer, on Behalf of Herself and All Other Shareholders of the Miami Savings and Loan Company, Dayton, Ohio, et al.,

Appellants,

522 vs.

William H. Kroeger, Superintendent of Building and Loan Associations of the State of Ohio, et al.

Appeal from the Supreme Court of the State of Ohio.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and on motion to dismiss which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

Susan H. Wuist, on Behalf of Herself and All Other Shareholders of the Dayton Building and Savings Association, Dayton, Ohio, et al.,

Appellants,

523 vs.

William H. Kroeger, Superintendent of Building and Loan Associations of the State of Ohio, et al.

Appeal from the Supreme Court of the State of Ohio.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and on motion to dismiss which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal quesion.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

Charles Fischer, on Behalf of Himself and All Other Shareholders of the Security Savings Association, Dayton, Ohio, et al., Appellants,

524 vs.

William H. Kroeger, Superintendent of Building and Loan Association of the State of Ohio, et al.

Appeal from the Supreme Court of the State of Ohio.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and on motion to dismiss which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

Clyde C. Cotterill, on Behalf of Himself and All Other Shareholders of the Mutual Home and Savings Association, Dayton, Ohio, et al., Appellants,

525 vs.

William H. Kroeger, Superintendent of Building and Loan Associations of the State of Ohio, et al.

Appeal from the Supreme Court of the State of Ohio.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and on motion to dismiss which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

George W. Kelsey, on Behalf of Himself and All Other Shareholders of the American Loan and Savings Association, Dayton, Ohio, et al., Appellants,

526 vs.

William H. Kroeger, Superintendent of Building and Loan Associations of the State of Ohio, et al.

Appeal from the Supreme Court of the State of Ohio.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and on motion to dismiss which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

Harriet P. Kimmel, on Behalf of Herself and All Other Shareholders of the Franklin Savings and Loan Association, Dayton, Ohio, et al., Appellants,

527 vs.

William H. Kroeger, Superintendent of Building and Loan Associations of the State of Ohio, et al.

Appeal from the Supreme Court of the State of Ohio.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and on motion to dismiss which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

William C. Reichert, on Behalf of Himself and All Other Shareholders of the Permanent Building and Savings Association, Dayton, Ohio, et al., Appellants,

528 vs.

William H. Kroeger, Superintendent of Building and Loan Associations of the State of Ohio, et al.

Appeal from the Supreme Court of the State of Ohio.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and on motion to dismiss which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

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The Chief Justice announced the following orders of the Court:

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The North American Cement Corporation, Appellant,

108 vs.

Mark Graves, John J. Merrill and John P. Hennessey, as and Constituting the State Tax Commission of the State of New York.

Appeal from the Supreme Court of the State of New York.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment and order of the said Supreme Court, in this cause, be, and the same are hereby, affirmed with costs upon the ground that the statute (Section 214, Article 9-A, of the Tax Law of the State of New York) is valid upon its face and it has not been shown to have been so applied as to violate appellant's constitutional rights.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

Forest Marvel, Petitioner,
212 vs.
Fred G. Zerbst, Warden of the United States Penitentiary, Leavenworth, Kansas.

On writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Tenth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Kansas.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

Mississippi Central Railroad Company, et al., Appellants,
543 vs.
Mrs. Mattie Rife Smith.

Appeal from the Supreme Court of the State of Mississippi.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Mississippi, and on motion to dismiss or affirm which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr.Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

Mississippi Central Railroad Company, et al., Appellants, vs. Mrs. Mattie Rife Smith. 543

Appeal from the Supreme Court of the State of Mississippi.

TREATING the appeal papers herein from the Supreme Court of the State of Mississippi as an application for a writ of certiorari;

ON CONSIDERATION WHEREOF, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mississippi Central Railroad Company, et al., Appellants, vs. Mrs. Mattie Rife Smith. 543

ON CONSIDERATION of the motion of the appellee for the allowance of damages in accordance with Paragraph 2, Rule 30, of the rules of this Court,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted; and that damages of five hundred dollars ($500.00), payable to the appellee, be taxed against the appellants.

Per Mr. Chief Justice Hughes.

Boston Safe Deposit and Trust Company, Trustee Under an Indenture of Charles E. Whitney, Appellant,
483 vs.
Henry F. Long, Commissioner of Corporations and Taxation of the Commonwealth of Massachusetts.

Appeal from the Probate Court of the County of Dukes County, State of Massachusetts.

THIS CAUSE came on to be heard on the transcript of the record from the Probate Court of the County of Dukes County, State of Massachusetts, and on motion to dismiss which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

State of Texas, Complainant,
—, Orig. vs.
State of New York, et al.

A rule is ordered to issue, returnable within forty days from this date, requiring the Respondents to show cause why leave to file the bill of complaint should not be granted.

Per Mr. Chief Justice Hughes.

The State of Vermont, Complainant,

2, Orig. vs.

The State of New Hampshire.

Upon the joint application of the State of Vermont and the State of New Hampshire, it is ordered that Samuel S. Gannett, Esq., Special Commissioner in this cause, supplement his report filed November 23, 1936, by adding thereto a description of the traverse reference line and a map thereof. The time within which exceptions or objections to said report and supplemental report may be filed is extended to forty days after the delivery of the supplemental report to the Clerk of the Court and to the Attorneys General of the two States.

Per Mr. Chief Justice Hughes.

James McCarthy, Petitioner,

560 vs.

Fred G. Zerbst, Warden, etc.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James McCarthy, Petitioner,

560 vs.

Fred G. Zerbst, Warden of the United States Penitentiary, at Leavenworth, Kansas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert Page Wright, Bankrupt, Petitioner,

530 vs. Order allowing certiorari.

Vinton Branch of the Mountain Trust Bank of Roanoke, Virginia, and A. C. Harris, Trustee.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John Boseman, Petitioner,

531 vs. Order allowing certiorari.

Connecticut General Life Insurance Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,

532 vs. Order allowing certiorari.

Morgan Belmont and Eleanor R. Belmont, as Executors of the Last Will and Testament of August Belmont, Deceased.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Board of Trade of Kansas City, Missouri, et al., Petitioners,
519 vs.
Maurice M. Milligan, United States Attorney for the Western District of Missouri, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guardian Trust Company, et al., Petitioners,
520 vs.
Jefferson Lake Oil Company, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Victor Gasoline Company, Petitioner,
535 vs.
Shell Petroleum Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Sanacory, Petitioner,

511 vs.

The People of the State of New York.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION THEREOF, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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Mr. Justice Stone took no part in the consideration or decision of the cases in which judgments or orders are this day announced.

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The Virginian Railway Company,

Petitioner,

324 vs.

System Federation No. 40, etc., et al.

ON CONSIDERATION of the motion of Mr. Solicitor General Reed for leave to file a brief and to participate in the oral argument of this case as amicus curiae,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

The United States, Petitioner,

41 vs.

Robert Esnault-Pelterie.

Motion to amend judgment submitted by Mr. Solicitor General Reed for the Petitioner.

Grand Rapids Trust Company, Receiver of Grand Rapids, Grand Haven and Muskegon Railway Company, Petitioner,
413 vs.
United Light and Power Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

IT APPEARING to the Court that counsel for the respective parties have filed a stipulation providing for the dismissal of the writ of certiorari in this cause without costs to either party;

THEREFORE, in pursuance of said stipulation, it is ordered by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed without costs to either party; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Michigan.

Per Mr. Chief Justice Hughes.

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Proclamation being made the Court is adjourned until Monday, January 4, 1937, next, at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Jas. W. Morris, It is ordered that Royal J. Douglas, Esquire, of Ogden, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Carl L. Phinney, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. Russell Kelly, It is ordered that Thomas M. David, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Gilmore Peely, It is ordered that A. B. Tanner, Esquire, of Berkeley, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Gerard Swope, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel W. McIntosh, It is ordered that Donald Prentice, Esquire, of Bartlesville, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Guy L. Horton, It is ordered that Leon J. York, Esquire, of Stillwater, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Phil D. Swing, It is ordered that Harry W. Horton, Esquire, of El Centro, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph Conrad Fehr, It is ordered that M. Jacob Markmann, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sidney S. Alderman, It is ordered that W. Scott Macgill, Jr., Esquire, of Garrett Park, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Julius C. Martin, It is ordered that Silas Garrett Bernard, Esquire, of Asheville, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Brice Clagett, It is ordered that Neil Garrison Locke, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sidney S. Alderman, It is ordered that C. R. Wharton, Esquire, of Greensboro, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Phil D. Swing, It is ordered that Alfred L. Cowell, Esquire, of Stockton, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that Aloysius J. Ormond, Esquire, of Waltham, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that James A. Murray, Esquire, of Anderson, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that F. Roy Linn, Esquire, of Verona, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Julius C. Martin, It is ordered that Kester Walton, Esquire, of Asheville, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that William R. Pierce, Esquire, of West Falls Church, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jack W. Bain, It is ordered that Robert Eikel, Jr., Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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A. L. Shapleigh, et al.,
Petitioners,
125 vs.
Pascual Mier.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Texas.

Per Mr. Justice Cardozo.

Mr. Justice Stone took no part in the consideration or decision of this case.

Shoshone Tribe of Indians of the Wind River Reservation in Wyoming, Petitioner,
216 vs.
The United States.

On writ of certiorari to the Court of Claims.

THIS CAUSE came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Claims for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Mr. Justice Stone took no part in the consideration or decision of this case.

The United States, Petitioner,
328 vs.
Shoshone Tribe of Indians of the Wind River Reservation in Wyoming.

On writ of certiorari to the Court of Claims.

THIS CAUSE came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Claims for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Mr. Justice Stone took no part in the consideration or decision of this case.

City Bank Farmers Trust Company, Assignee of Florence H. Bugbee, Petitioner,

260 vs.

Irving Trust Company, as Trustee of the Estate of the United Cigar Stores Company of America, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Mr. Justice Stone and Mr. Justice Brandeis took no part in the consideration or decision of this case.

Caroline K. Kuehner and Frederick G. Fischer, as Trustees, Petitioners,

354 vs.

Irving Trust Company, Trustee of the United Cigar Stores Company of America, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Roberts.

Mr. Justice Stone and Mr. Justice Brandeis took no part in the considera-

Abe Schwartz, et al., Petitioners,
436 vs.
Irving Trust Company, as Trustee of United Cigar Stores Company of America, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Mr. Justice Stone and Mr. Justice Brandeis took no part in the consideration or decision of this case.

Mrs. John S. Meadows, Petitioner,
151 vs.
The Irving Trust Company, as Trustee of United Cigar Stores Company of America, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Roberts.

Mr. Justice Stone and Mr. Justice Brandeis took no part in the consideration or decision of this case.

The United States, Petitioner, | On writ of certiorari to the
172 vs. | Court of Claims.
The Seminole Nation.

THIS CAUSE came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Claims for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

Mr. Justice Stone took no part in the consideration or decision of this case.

The People of the State of New York, Upon the Relation of Richard Reid Rogers, Appellant, | Appeal from the Supreme Court of the State of New York.
139 vs.
Mark Graves, John J. Merrill and John P. Hennessey, as Commissioners, Constituting the State Tax Commision of the State of New York.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Sutherland.

Mr. Justice Stone took no part in the consideration or decision of this case.

Juan Bengzon, Petitioner,
214 vs.
The Secretary of Justice and Insular Auditor of the Philippine Islands.

On writ of certiorari to the Supreme Court of the Commonwealth of the Philippines.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the Commonwealth of the Philippines, and was argued by counsel.

ON CONSIDERATION WHEREOF, it is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Sutherland.

Mr. Justice Stone took no part in the consideration or decision of this case.

W. P. Brown & Sons Lumber Company, et al., Petitioners,
100 vs.
Louisville & Nashville Railroad Company, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed, respondents to pay their own costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Kentucky.

Per Mr. Justice Brandeis.

Mr. Justice Stone took no part in the consideration or decision of this case.

Liggett and Myers Tobacco Co., Petitioner, vs. The United States. On writ of certiorari to the Court of Claims.

161

THIS CAUSE came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, affirmed.

Per Mr. Justice McReynolds.

Mr. Justice Stone took no part in the consideration or decision of this case.

The Commonwealth of Massachusetts, Petitioner, vs. The United States. On writ of certiorari to the Court of Claims.

162

THIS CAUSE came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, affirmed.

Per Mr. Justice McReynolds.

Mr. Justice Stone took no part in the consideration or decision of this case.

Liggett and Myers Tobacco Co., on Behalf of the Commonwealth of Massachusetts, Petitioner,

163 vs.

The United States.

On writ of certiorari to the Court of Claims.

THIS CAUSE came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims, in this cause, be, and the same is hereby, affirmed.

Per Mr. Justice McReynolds.

Mr. Justice Stone took no part in the consideration or decision of this case.

Marcus Hauge, Appellant,

175 vs.

The City of Chicago.

Appeal from the Supreme Court of the State of Illinois.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice McReynolds.

Mr. Justice Stone took no part in the consideration or decision of this case.

Employers Reinsurance Corporation, Petitioner, vs. Randolph Bryant, United States District Judge for the Eastern District of Texas.

155

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Van Devanter.

Mr. Justice Stone took no part in the consideration or decision of this case.

Kentucky Whip and Collar Company, Petitioner, vs. Illinois Central Railroad Company.

138

On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Kentucky.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration and decision of this case.

Dirk De Jonge, Appellant,
123 vs.
The State of Oregon.

Appeal from the Supreme Court of the State of Oregon.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Oregon, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of conviction of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration and decision of this case.

The People of the State of New York, ex rel. C. Handasyde Whitney, Appellant,
218 vs.
Mark Graves, John P. Hennessey and John J. Merrill, Tax Commissioners of the State of New York.

Appeal from the Supreme Court of the State of New York.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration and decision of this case.

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The Chief Justice announced the following order of the Court:

Paul B. Hammond, Theodore E. Hammond, Leonidas Sutton, et al., Appellants, vs. City of Burbank, Frank C. Tillson, Ernest Rothe, et al. — Appeal from the Supreme Court of the State of California.

561

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of California, and on motion to dismiss which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed (1) for the reason that the judgment sought here to be reviewed is based upon a non-federal ground adequate to support it; (2) in so far as a federal question is sought to be presented, for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

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The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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Ex Parte: Mauro Piergiovanni, Petitioner,

—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of habeas corpus herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States, Petitioner,

41 vs.

Robert Esnault-Pelterie.

ON CONSIDERATION of the motion to amend the judgment entered in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lulu Mignon Murphy, Petitioner,

105 vs.

S. S. Murphy (and wife) Alice K. Murphy.

ON CONSIDERATION of the motion for entry of points on appeal in decision and to vacate the forma pauperis order in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby,denied.

Per Mr. Chief Justice Hughes.

Ella H. Tinkoff, Petitioner,

537 vs.

Chicago Title and Trust Company, et al.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ella H. Tinkoff, Petitioner,

537 vs.

Chicago Title and Trust Company, as Trustee, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph E. Jones, Petitioner,

585 vs.

A. C. Aderhold, Warden, United States Penitentiary, Atlanta, Georgia.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph E. Jones, Petitioner,

585 vs.

A. C. Aderhold, Warden, United States Penitentiary, Atlanta, Georgia.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alex Wolpa, Petitioner,

586 vs.

The United States of America.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alex Wolpa, Petitioner,
586 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Julius J. Wolpa, Petitioner,
587 vs.
The United States of America.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Julius J. Wolpa, Petitioner,
587 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bradford J. St. Charles, Petitioner,
594 vs.
The United States of America.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bradford J. St. Charles, Petitioner, — On petition for writ of certiorari
594 vs. — to the United States Circuit Court
The United States of America. — of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bradford J. St. Charles, Petitioner,
595 vs.
The United States of America.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bradford J. St. Charles, Petitioner, — On petition for writ of certiorari
595 vs. — to the United States Circuit Court
The United States of America. — of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Salvatore Scata, Petitioner,
609 vs.
The People of the State of New York.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Salvatore Scata, Petitioner,
609 vs.
The People of the State of New York.

On petition for writ of certiorari to the Court of Appeals of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Appeals of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
207 vs.
Tex-Penn Oil Company;

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
208 vs.
M. L. Benedum;

and

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
209 vs.
F. B. Parriott.

O R D E R.

These cases are restored to the docket and assigned for reargument on Monday, February 1st, next.

Per Mr. Chief Justice Hughes.

Southern Natural Gas Corporation,
et al., Appellants,
570 vs.
State of Alabama.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

L. J. Lawrence, Guardian of Harry Newsome, Incompetent, Petitioner,
549 vs.
John A. Shaw, and Others, Members of and Constituting the Board of Commissioners of Hertford County, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of North Carolina is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Charles A. Miller, Petitioner,
533 vs.
Union Bank & Trust Company of Los Angeles, O. Nicholas Gabriel, J. B. Ransom Corporation, et al.

On petition for writ of certiorari to the Supreme Court of the State of California.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sperry Flour Company, Petitioner,
540 vs.
Coastwise Steamship and Barge Company, Inc., Claimant, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fidelity and Casualty Company of New York, Petitioner,
542 vs.
Citizens National Bank of Hendersonville, North Carolina, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Melvin C. Hazen, George E. Allen and Daniel I. Sultan, Commissioners of the District of Columbia, et al., Petitioners,
548 vs.
Evelyn S. Hawley.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Windge Land and Navigation Company, Debtor, et al., Petitioners,
545 vs.
Security-First National Bank of Los Angeles, as Trustee, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Special Site Sign Company, Petitioner,
547 vs.
Foster and Kleiser Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David Jacoby and Morris Gottsegen, Trading as Mills Sales Co., Petitioners,
550 vs.
James J. Hoey, Collector of Internal Revenue for the Second District of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New York Life Insurance Company, Petitioner,

555 vs.

Walter B. Wolf, Emma G. Stiegelmeier and Rose Bickel.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward J. Quintal, Henry C. Stevens and Joseph Danneberg, as Trustees in Bankruptcy of Consolidated Factors Corporation, Petitioners,

557 vs.

Joseph A. Broderick, Superintendent of Banks of the State of New York.

On petition for writ of certiorari to the Supreme Court of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George P. Davis, Petitioner,

567 vs.

Boston and Maine Railroad, Guy T. Helvering, as Commissioner of Internal Revenue, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Continental Mills, Inc., Petitioner,
572 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The British-American Oil Producing Company, Petitioner,
37 vs.
The Board of Equalization of the State of Montana, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION THEREOF, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jack La Vers, Petitioner,
515 vs.
The Supreme Court of the State of California.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION THEREOF, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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O R D E R

It is ordered that the official bond for $20,000, required of the Clerk and duly executed by him and the Aetna Casualty and Surety Company, on December 22, 1936, and approved by the Chief Justice, shall be recorded and deposited with the Attorney General for safe keeping.

Per Mr. Chief Justice Hughes.

Which said bond is in the words and figures, viz:

53 S 1858

"KNOW ALL MEN BY THESE PRESENTS,

That we, CHARLES ELMORE CROPLEY, as principal, and THE AETNA CASUALTY AND SURETY COMPANY, Hartford, Connecticut, as surety, are held and firmly bound unto the United States of America in the penal sum of TWENTY THOUSAND ($20,000.) DOLLARS lawful money of the United States, to be paid to the said United States of America or their certain attorney, to which payment, well and truly to be made, we bind ourselves, our and each of our heirs, executors, administrators and assigns, jointly and severally, firmly by these presents.

Sealed with our seals and dated this 22nd day of December, A. D. 1936.

WHEREAS, the above bounden CHARLES ELMORE CROPLEY hath been appointed Clerk of the Supreme Court of the United States.

NOW THEREFORE, the conditions of the above obligation is such that if he, the said CHARLES ELMORE CROPLEY, shall faithfully discharge the duties of his said office, and seasonably record the decrees, judgments and determinations of the said Supreme Court of the United States, then this obligation to be void, otherwise, to remain in full force and virtue in law.

Signed, sealed and delivered
in the presence of:

(Signed) W. E. Birgfeld

(Signed) R. deB. Waggaman

(Signed) Charles Elmore Cropley
Charles Elmore Cropley

THE AETNA CASUALTY AND SURETY COMPANY
(SEAL)

By:- (Signed) F. D. Compton
F. D. Compton, Attorney-in-Fact.

Approved January 2, 1937, by order of the Court.

(Signed) Charles E. Hughes
Chief Justice of the United
States Supreme Court."

O R D E R

It is ordered that the bond for $100,000 additional to his official bond required of the Clerk by order of the Court dated June 6, 1927, and duly executed by him and the Aetna Casualty and Surety Company on December 22, 1936, and approved by the Chief Justice, shall be deposited with the Attorney General for safe keeping.

Per Mr. Chief Justice Hughes.

Which said bond is in the words and figures, viz:

53 S 1859

"KNOW ALL MEN BY THESE PRESENTS,

That we, CHARLES ELMORE CROPLEY, Clerk of the Supreme Court of the United States, as principal, and THE AETNA CASUALTY AND SURETY COMPANY, Hartford, Connecticut, as surety, are held and firmly bound unto the United States of America, for the benefit of the litigants in the Supreme Court of the United States and of all others, as their interests may appear, in the penal sum of ONE HUNDRED THOUSAND ($100,000.) DOLLARS lawful money of the United States, to be paid to the said United States for the benefit of the said litigants and of all others, as their interests may appear, for which payments, well and truly to be made, we bind ourselves, our and each of our heirs, executors, administrators and assigns, jointly and severally, firmly by these presents.

Sealed with our seals, and dated this 22nd day of December, 1936.

NOW THEREFORE, the condition of this bond is such that if the said CHARLES ELMORE CROPLEY, Clerk as aforesaid, shall well and truly perform the services for which moneys by law or under the rules of the Court are advanced or paid to him, and shall truly and faithfully account for such moneys thus advanced or paid, and for any excess thereof after the services are rendered, and also for all other moneys received by him as such Clerk, in accordance with law or the orders of this Court, then this obligation to be void; otherwise to remain in full force and virtue in law.

Witnesses:-

(Signed) W. E. Birgfeld

(Signed) R. deB. Waggaman

(Signed) Charles Elmore Cropley
CHARLES ELMORE CROPLEY

THE AETNA CASUALTY AND SURETY COMPANY
(SEAL)

By:- (Signed) F. D. Compton
F. D. Compton, Attorney-in-Fact.

Approved January 2, 1937, by order of the Court.

(Signed) Charles E. Hughes

Mr. Justice Stone took no part in the consideration or decision of the cases in which judgments or orders are this day announced.

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The State of Wisconsin, et al.,

Complainants,

4, Orig. vs.

The State of Illinois, et al.;

The State of Michigan, et al.,

Complainants,

5, Orig. vs.

The State of Illinois, et al.; and

The State of New York, et al.,

Complainants,

6, Orig. vs.

The State of Illinois, et al.

Semi-annual Report of the Defendant, Sanitary District of Chicago, dated January 1, 1937, presented.

In the Matter of

the Disbarment of Jesse C. Duke.

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Return to rule to show cause presented.

Ex Parte: Harry Clark, Petitioner.

—, Original.

Return to rule to show cause presented.

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Osaka Shosen Kaisha Line, Claimant,
etc., Petitioner,
224 vs.
The United States of America.

Argued by Mr. Robert Eikel, Jr., for the Petitioner, and by Mr. Charles E. Wyzanski, Jr., for the Respondent.

Richmond Mortgage & Loan Corporation,
Appellant,
235 vs.
Wachovia Bank and Trust Company, et al.

Argued by Mr. Kester Walton for the Appellant, and by Mr. S. G. Bernard for the Appellees.

Homer S. Cummings, Attorney General,
etc., et al., Petitioners,
254 vs.
Deutsche Bank und Disconto-Gesellschaft.

Argument commenced by Mr. Assistant Attorney General Morris for the Petitioners.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. F. Regis Noel, It is ordered that Jean Himmelfarb Horwitz, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. Regis Noel, It is ordered that J. Lynn Lucas, Esquire, of Luray, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Homer S. Cummings, Attorney General, etc., et al., Petitioners,
254 vs.
Deutsche Bank und Disconto-Gesellschaft.

Argument continued by Mr. Assistant Attorney General Morris for the Petitioners; by Mr. James J. Lenihan and Mr. Otto C. Sommerich for the Respondent; and concluded by Mr. Assistant Attorney General Morris for the Petitioners.

Leave granted Respondent to file an additional brief within one week.

Edward T. Blair, Petitioner,

247 vs.

Commissioner of Internal Revenue.

Argued by Mr. J. F. Dammann and Mr. William B. McIlvaine for the Petitioner, and by Mr. David E. Hudson for the Respondent.

The Elmhurst Cemetery Company of Joliet, Petitioner,

255 vs.

Commissioner of Internal Revenue.

Argument commenced by Mr. Elden McFarland for the Petitioner.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. Lloyd Marshman, It is ordered that J. Cleveland Grice, Esquire, of Hagerstown, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Timothy G. Histon, It is ordered that Edward L. Weber, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward Michael Keating, It is ordered that Wm. Scott Stewart, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Dierker, It is ordered that Luther Bohanon, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court on this behalf by Mr. Ollie L. Lewis, It is ordered that Randolph Mueller Garland, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clinton R. Colvin, It is ordered that George Lincoln Pass, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Samuel Resnic, Esquire, of Holyoke, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Thomas M. A. Higgins, Esquire, of Lowell, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The Elmhurst Cemetery Company of
Joliet, Petitioner,
255 vs.
Commissioner of Internal Revenue.

Argument continued by Mr. Elden McFarland for the Petitioner, and concluded by Mr. Thurman Arnold for the Respondent.

George W. Taber, Treasurer of Payne
County, Oklahoma, Petitioner,
280 vs.
Indian Territory Illuminating Oil Company.

Argued by Mr. Leon J. York for the Petitioner, and by Mr. Donald Prentice for the Respondent.

Harold L. Ickes, Secretary of
the Interior, Petitioner,
266 vs.
Mazine Z. Fox, et al.;

Harold L. Ickes, Secretary of
the Interior, Petitioner,
267 vs.
Phillip Louis Parks, et al.; and

Harold L. Ickes, Secretary of
the Interior, Petitioner,
268 vs.
Jacob F. Ottmuller.

Argued by Mr. Assistant Attorney General Blair for the Petitioner, and by Mr. Stephen E. Chaffee for the Respondents.

Stockholders of Peoples Banking Company
of Smithsburg, Maryland, Appellants,
298 vs.
Warren F. Sterling, Receiver, etc.; and

Stockholders of Hagerstown Bank and Trust
Company, Appellants,
299 vs.
Warren F. Sterling, Receiver, etc.

Argument commenced by Mr. Charles F. Wagaman for the Appellants.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, JANUARY 7, 1937.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William M. Citron, It is ordered that James J. Butler, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that R. D. Renfro, Esquire, of Beaumont, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bernard F. Garvey, It is ordered that Spencer D. Michael, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bernard F. Garvey, It is ordered that Donald A. Gardiner, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bernard F. Garvey, It is ordered that William A. Smith, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur J. Mellott, It is ordered that Benjamin William Berg, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Hall Johnston, It is ordered that William M. Synder, Esquire, of Jackson, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Andrew T. Smith, It is ordered that Bernard H. Levinson, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bernard F. Garvey, It is ordered that Albert R. Teare, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Stockholders of Peoples Banking Company of Smithsburg, Maryland, Appellants,

298 vs.

Warren F. Sterling, Receiver, etc.; and

Stockholders of Hagerstown Bank and Trust Company, Appellants,

299 vs.

Warren F. Sterling, Receiver, etc.

Argument continued by Mr. Charles F. Wagaman for the Appellants; by Mr. William H. Bovey and Mr. A. H. McCauley for the Appellees; and concluded by Mr. John Wagaman for the Appellants.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
257 vs.
The Midland Mutual Life Insurance Company.

Argued by Mr. David E. Hudson for the Petitioner, and by Mr. Wm. Marshall Bullitt for the Respondent..

Wayne United Gas Company, Petitioner,
305 vs.
Owens-Illinois Glass Company, et al.

Motion to dismiss submitted by Mr. H. D. Rummel for the Respondents in support of the motion, and by Mr. Robert S. Spilman and Mr. Fred O. Blue for the Petitioner in opposition thereto.

Wayne United Gas Company, Petitioner,
305 vs.
Owens-Illinois Glass Company, et al.

Argument commenced by Mr. Robert S. Spilman for the Petitioner.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Percival H. Marshall, It is ordered that Spencer F. Harris, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Perry W. Howard, It is ordered that Manuel A. Medeiros, Esquire, of Bangor, State of Maine, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis W. Clements, It is ordered that Jubal Early Craig, Esquire, of Phoenix, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. E. Barrack, It is ordered that Charles F. Wilhelm, Esquire, of Kingwood, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Horace Russell, It is ordered that David A. Pridewell, Esquire, of Forrest City, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Wayne United Gas Company, Petitioner,

305 vs.

Owens-Illinois Glass Company, et al.

Argument concluded by Mr. H. D. Rummel for the Respondents.

S. P. Kelly, Trustee in Bankruptcy,

etc., Petitioner,

309 vs.

The United States of America, et al.

Submitted by Mr. W. B. Stratton for the Petitioner, and by Mr. Solicitor General Reed, Mr. Assistant Attorney General Jackson, Mr. Sewall Key, Mr. J. Louis Monarch, and Miss Helen R. Carloss for the Respondents.

Morley Construction Company, et al.,

Petitioners,

325 vs.

Maryland Casualty Company.

Argued by Mr. Martin J. O'Donnell for the Petitioners, and by Mr. Spencer F. Harris for the Respondent.

United States of America, which sues for the
Use and Benefit of Charles P. Wilhelm, Trustee,
etc., et al., Petitioners,
335 vs.
Nellie Flynn Chain, Executrix, etc.

Argued by Mr. F. E. Parrack for the Petitioners, and case submitted by Mr. P. J. Crogan and Mr. Frank Cox for the Respondent.

The United States, Petitioner,
330 vs.
Automatic Washer Company.

Argued by Mr. J. P. Jackson for the Petitioner and by Mr. Jesse I. Miller for the Respondent.

The United States of America,
Petitioner,
331 vs.
A. B. Leach & Co., Inc.

Argument commenced by Mr. J. P. Jackson for the Petitioner, and continued by Mr. George K. Bowden for the Respondent.

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Proclamation being made the Court is adjourned until Monday, next, at 12 o'clock.

MONDAY, JANUARY 11, 1937.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Marshal, Esquire,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Sarah T. Hughes, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Robt. L. Hurt, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thurman W. Arnold, It is ordered that Irving Mariash, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that Louis B. Zavin, Esquire, of Hillside, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that Louis P. Longobardi, Esquire, of Elizabeth, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Henry Butler, It is ordered that Theodore S. Paul, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene C. Taylor, It is ordered that John Flam, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William R. Walsh, It is ordered that Emmett P. Delaney, Esquire, of Clinton, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank W. Lahn, It is ordered that Ridsdale Ellis, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Paul Jackson, It is ordered that Clarence W. Beatty, Jr., Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Paul Jackson, It is ordered that Maxwell H. Robinson, Esquire, of Lowell, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ben S. Fisher, It is ordered that Leo J. Hanley, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. E. Danley, It is ordered that Harry F. Russell, Esquire, of Hastings, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas W. Lanigan, It is ordered that Phillip A. Tomek, Esquire, of David City, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy St. Lewis, It is ordered that A. L. Pine, Esquire, of Perth Amboy, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy St. Lewis, It is ordered that Stephen F. Somogyi, Esquire, of Perth Amboy, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry Stewart McDonald, Jr., It is ordered that Robert R. Troyer, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Paul Jackson, It is ordered that Paul V. Sheehan, Esquire, of Buffalo, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George S. Ward, It is ordered that Henry G. Ferncase, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Benjamin Wham, It is ordered that Alexander C. Pendleton, Esquire, of Gary, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. Brewster Rhoades, It is ordered that A. Evans Kephart, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The United States, Petitioner,

97 vs.

Percy K. Hudson.

On writ of certiorari to the Court of Claims.

THIS CAUSE came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Claims for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Van Devanter.

Mr. Justice Stone took no part in the consideration or decision of this case.

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The Chief Justice said:

"The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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In re: Disbarment of Jesse C. Duke.

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O R D E R

It having been shown to the Court that Jesse C. Duke, of Washington, D. C., a member of the bar of this Court, has been disbarred from the practice of the law in the Supreme Court of the District of Columbia; and, on October 26, 1936, this Court having issued its rule directing him to show cause why he should not be disbarred from the practice of the law in this Court; and a return having been filed to said rule; and the Court being of opinion, upon consideration of the return, that the said Jesse C. Duke has failed to show good cause why he should not be disbarred,

It is now ordered that the said Jesse C. Duke be, and he is hereby, disbarred from the further practice of the law in this Court, and that his name be, and it is hereby, stricken from the roll of attorneys admitted to practice before the bar of this Court.

Per Mr. Chief Justice Hughes.

Ex Parte: Harry Clark,
Petitioner,
—, Original.

On motion for leave to file petition for writ of habeas corpus and on rule to show cause thereupon issued.

ON CONSIDERATION of the motion for leave to file a petition for writ of habeas corpus herein and of the return to the rule to show cause,

IT IS ORDERED by this Court that the said motion for leave to file a petition for writ of habeas corpus be, and the same is hereby, denied, and that the rule to show cause herein be, and the same is hereby, discharged.

Per Mr. Chief Justice Hughes.

Ex Parte: John Jobissy,

Petitioner.

—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of habeas corpus herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Wisconsin, et al., Complainants,
4, Orig. vs.
State of Illinois, Sanitary District
of Chicago, et al.;

State of Michigan, et al., Complainants,
5, Orig. vs.
State of Illinois, Sanitary District
of Chicago, et al.;

and

State of New York, et al., Complainants,
6, Orig. vs.
State of Illinois, Sanitary District
of Chicago, et al.

The semi-annual report of the Defendant, Sanitary District of Chicago, dated January 1, 1937, is received and ordered filed.

Per Mr. Chief Justice Hughes.

State of Florida, ex rel. Michael
C. Jones, Petitioner,
243 vs.
Nathan Mayo, as State Prison Custodian, et al.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Florida, ex rel. Michael
C. Jones, Petitioner,
243 vs.
Nathan Mayo, as State Prison Custodian, et al.

On petition for writ of certiorari to the Supreme Court of the State of Florida.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Florida, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Highland Farms Dairy, Incorporated,
et al., Appellants,
573 vs.
J. P. Agnew, Chairman, et al., etc.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The United States of America,

Petitioner,

562 vs.

Harry J. Madigan.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Park L. Hoffman, Substituted for R. G. Holsing, receiver of First National Bank of Boswell, Pennsylvania,

Petitioner,

563 vs.

Henry I. Hauch, Administrator, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John Pelkes and Evelyn H. Treinies,

Petitioners,

379 vs.

Katherine Mason and T. R. Mason, Her Husband.

On petition for writ of certiorari to the Supreme Court of the State of Idaho.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Idaho, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr.Chief Justice Hughes.

Lottie M. Ogilvie, Petitioner,
554 vs.
The Dexter Horton Estate, E. B. Sherwin, et al., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Bateman, Trustee in Bankruptcy of American Pile Fabric Company, Petitioner,
565 vs.
Ideal Building and Loan Association.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lillie C. Gage, Manuel Johnson, et al., Petitioners,
582 vs.
W. E. Brusselback, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mae Scheible and Joe Ryan,
Petitioners,
556 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,
34 vs.
Raymond Wood.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Magnolia Petroleum Company, Petitioner,
509 vs.
G. T. Blankenship, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Claudian B. Northrop, et al.,

Appellants,

546 vs.

William L. Beale, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Otto Van Dyke, Petitioner,

553 vs.

State of Michigan.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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Mr. Justice Stone took no part in the consideration or decision of the cases in which judgment and orders are this day announced.

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The Court will take a recess from Monday, January 18, to Wednesday, January 20, and from that day to Monday, February 1, next.

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Ex Parte: Hiram Steelman, Trustee, etc.,

Petitioner.

—, Original.

Motion for leave to file petition for writ of prohibition and/or mandamus submitted by Mr. C. Brewster Rhoades for the Petitioner.

William Whitlock Brush, Petitioner,

451 vs.

Commissioner of Internal Revenue.

ON CONSIDERATION of the motion of Mr. Henry Epstein for leave to participate in the oral argument of this case as amicus curiae in behalf of the State of New York,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

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The United States of America,

Petitioner,

331 vs.

A. B. Leach & Co., Inc.

Argument continued by Mr. George K. Bowden for the Respondent and concluded by Mr. J. P. Jackson for the Petitioner.

Founders General Corporation, Petitioner,

398 vs.

James J. Hoey, Collector of United States Internal Revenue, etc.

Argued by Mr. Royal E. T. Riggs for the Petitioner and by Mr. J. P. Jackson for the Respondent.

Francis I. DuPont, et al., etc.,

Petitioners,

332 vs.

The United States of America.

Argued by Mr. Irving Mariash for the Petitioners and by Mr. Thurman Arnold for the Respondent.

Henry C. Hill, Warden, etc.,

Petitioner,

171 vs.

United States ex rel. Joseph Weiner.

Argued by Mr. Assistant Attorney General Dickinson for the Petitioner and by Mr. Seth W. Richardson for the Respondent.

George Pope, Theo Tsounias, et al.,

Appellants,

241 vs.

L. W. Blanton, County Judge, et al.

Argument commenced by Mr. John B. Sutton for the Appellants.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

TUESDAY, JANUARY 12, 1937.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Prewitt Semmes, It is ordered that Elmer R. Milburn, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick B. Warder, It is ordered that Oscar A. Kaufman, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. T. Hardy Todd, It is ordered that Ignatius Edward Uzzo, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick B. Warder, It is ordered that Albert E. Champney, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Claude M. Houchins, It is ordered that L. W. Herning, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. King, It is ordered that Sol Rothbard, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Will A. Morriss, Esquire, of San Antonio, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund M. Toland, It is ordered that Francis Patrick Fenton, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund M. Toland, It is ordered that John A. K. Donovan, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry Stewart McDonald, Jr., It is ordered that Stanley A. McCaskey, Jr., Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund M. Toland, It is ordered that James T. Seavey, Esquire, of Bethlehem, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund M. Leland, It is ordered that Laurence Elmer Voorhees, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that Morton Isaacs, Esquire, of Union City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that J. Frank Weigand, Esquire, of Keyport, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that William Cohen, Esquire, of Union City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that Isador Haber, Esquire, of Weehawken, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Milton W. King, It is ordered that Bernard I. Nordlinger, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward M. Heidy, It is ordered that Leland Friersen James, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Charles J. O'Connor, et al.,

Petitioners,

442 vs.

A. Lawrence Mills, et al.

Submitted by Mr. J. A. Tellier for the Petitioners and by Mr. J. W. House for the Respondents.

George Pope, Theo Tsounias, et al.,

Appellants,

241 vs.

L. W. Blanton, County Judge, et al.

Argument continued by Mr. John B. Sutton for the Appellants; by Mr. W. P. Allen for the appellees; and concluded by Mr. H. E. Carter for the Appellees.

Legh R. Powell, Jr., and Henry W. Anderson, as Receivers, etc., Appellants,

295 vs.

The United States of America, et al.

Argument commenced by Mr. Charles T. Abeles for the Appellants; continued by Mr. Assistant Attorney General Dickinson for the Appellees, The United States and Interstate Commerce Commission; by Mr. P. H. Cunningham for the Appellee, H. D. Pollard, Receiver, etc.; and concluded by Mr. W. R. C. Cocke for the Appellants.

Wayne County Board of Review, et al.,

Appellants,

253 vs.

Great Lakes Steel Corporation.

Argument commenced by Mr. Albert E. Champney for the Appellants and continued by Mr. Oscar A. Kaufman for the Appellants.

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Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Francis B. Leech, It is ordered that F. Gerald Toye, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph J. Weinberger, It is ordered that Samuel Slaff, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. Dickinson Letts, It is ordered that H. B. Betty, Esquire, of Davenport, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis B. Leech, It is ordered that Gerald J. Craugh, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John F. X. McGohey, It is ordered that Harold J. Treanor, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Karl Fenning, It is ordered that Mortimer Hays, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert B. Honeyman, It is ordered that Richard Steel, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly

On motion first made to the Court in this behalf by Mr. Thomas C. McDonald, It is ordered that S. Philip Cohen, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Miss Etta Louise Taggart, It is ordered that Marion E. Schwartz, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. Warner Parker, It is ordered that George E. Tolman, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. Warner Parker, It is ordered that Warner H. Parker, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence S. Greenbaum, It is ordered that George Bronz, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that C. Coolidge Areis, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James S. Brown, Jr., It is ordered that William Gilligan, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alfred G. Haverty, It is ordered that Lawrence B. Dunn, Esquire, of Appleton, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that Charles E. Bernstein, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Marian S. Honeyman, Appellant,

370 vs.

Herbert G. Hanan, as Executor, etc.

ON CONSIDERATION of the motion of Mr. John F. X. McGohey that the State of New York be granted leave to appear and present oral argument as amicus curiae in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Wayne County Board of Review,
et al., Appellants,
253 vs.
Great Lakes Steel Corporation.

Argument continued by Mr. Prewitt Semmes for the Appellee and concluded by Mr. Albert E. Champney for the Appellants.

The United States of America,
Petitioner,
329 vs.
John J. Giles.

Argued by Mr. Assistant Attorney General McMahon for the Petitioner, and by Mr. Will A. Morriss for the Respondent.

Etienne Dugas, Petitioner,
340 vs.
American Surety Company of New York.

Argument commenced by Mr. Ignatius E. Uzzo for the Petitioner, and continued by Mr. Harry McCall for the Respondent.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Lawrence S. Greenbaum, It is ordered that Henry Weiner, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. Burns, It is ordered that John L. Flynn, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas I. Emerson, It is ordered that Theodore Bilenbogen, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George C. Taldt, It is ordered that Moses E. Cantor, Esquire, of Johnson City, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Harry LaBrum, It is ordered that James S. Benn, Jr., Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Harry LaBrum, It is ordered that Mark E. Lefever, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. Burns, It is ordered that Francis S. Walker, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Gilligan, It is ordered that Agnes S. Gilligan, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank P. Walsh, It is ordered Jeremiah P. O'Mahoney, Esquire, of Gainesville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. Burns, It is ordered that W. McNeil Kennedy, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Maurice Cohn, It is ordered that David Cohn, Esquire, of Paterson, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James S. Brown, Jr., It is ordered that Anthony P. Tuozzo, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that James T. Carey, Esquire, of Hoopeston, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this respect by Mr. Otis L. Mohundro, It is ordered that Chas. G. Yankey, Esquire, of Wichita, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this respect by Mr. Otis L. Mohundro, It is ordered that Clarence H. Peck, Esquire, of Arlington, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this respect by Mr. Otis L. Mohundro, It is ordered that Cromwell Warner, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this respect by Mr. Otis L. Mohundro, It is ordered that Cecil A. Jones, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this respect by Mr. John J. Burns, It is ordered that Frank S. Righeimer, Jr., Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that Michael B. Driscoll, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that Wm. R. Tyers, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that Isadore Becker, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that Reuben Goldberg, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mrs. Lucy Connell Moore, It is ordered that John Aiken Murray, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Burton Smith, It is ordered that R. V. Pollard, Jr., Esquire, of Greenwood, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Etienne Dugas, Petitioner,

340 vs.

American Surety Company of New York.

Argument continued by Mr. Harry McCall for the Respondent, and concluded by Mr. Ignatius E. Uzzo for the Petitioner.

Marian D. Honeyman, Appellant,

370 vs.

Herbert G. Hanan, as Executor, etc.

Argued by Mr. Robert B. Honeyman for the Appellant; by Mr. James D. Brown, Jr., for the Appellee; and by Mr. John F. X. McGohey for the State of New York as amicus curiae, by special leave of Court.

William Lauro, et al., Appellants,

374 vs.

Wendell P. Barker, et al.

Argument commenced by Mr. Henry N. Rapaport for the Appellants. The Court declined to hear further argument.

The Knox National Farm Loan Association,

et al., Petitioners,

389 vs.

Arthur C. Phillips.

Argument commenced by Mr. Peyton H. Evans for the Petitioners.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

FRIDAY, JANUARY 15, 1937.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that B. E. Baker, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Martin J. McNamara, It is ordered that Hildegarde I. Poppenberg, of Buffalo, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur E. Cook, It is ordered that Walter S. Ruff, Esquire, of Canton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Levi H. David, It is ordered that George Milton Steckhouse, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John C. Bistine, it is ordered that Louis Rudner, Esquire, of Trenton, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George W. Maxwell, it is ordered that Harland Bryant Tibbetts, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George W. Maxwell, it is ordered that George F. Lewis, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward Chester Adams, it is ordered that Daniel J. Reedy, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis C. Brooke, it is ordered that Patrick J. Cavanaugh, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward Chester Adams, it is ordered that Robert J. Bartoo, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jack Garrett Scott, it is ordered that Benjamin Freidson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jack Garrett Scott, It is ordered that Cecil S. Down, Esquire, of Hoosick Falls, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jack Garrett Scott, It is ordered that David Simons, Esquire, of Lawrence, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward W. Shepard, It is ordered that Donald U. Rich, Esquire, of Teaneck, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward W. Shepard, It is ordered that George R. Ericson, Esquire, of Kirkwood, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Everett Sanders, It is ordered that Edward F. Howrey, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Everett Sanders, It is ordered that Thomas S. Markey, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John P. Bullington, It is ordered that F. G. Coates, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William .. Boerckel, It is ordered that John S. Lord, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Benjamin S. Cutchins, It is ordered that Charles W. Phifer, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald A. Gardiner, It is ordered that Frederick E. Robey, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Dickinson, It is ordered that William Wadner, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph C. O'Mahoney, It is ordered that Edward F. New, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward F. New, It is ordered that Edward Lustgarten, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The City of New York, Petitioner,

347 vs.

Saul Goldstein, Trustee in Bankruptcy, etc.

Motion for leave to file petition for rehearing submitted by Mr. Paxton Blair for the Petitioner.

John Pelkes, et al., Petitioners,

379 vs.

Katherine Mason, et al.

Motion to withhold order denying petition for writ of certiorari submitted by Mr. Webster Ballinger for the Petitioners in support of the motion and by Mr. George B. Springston for the Respondents in opposition thereto.

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The Knox National Farm Loan Association, et al., Petitioners,

389 vs.

Arthur C. Phillips.

Argument continued by Mr. Peyton R. Evans for the Petitioner; by Mr. William E. Richardson for the Respondent; and concluded by Mr. Peyton R. Evans for the Petitioner.

Isbrandtsen-Moller Co., Inc.,
Appellant,

307 vs.

The United States of America, et al.

Argued by Mr. James W. Ryan for the Appellant and by Mr. Assistant Attorney General Dickinson for the Appellees.

The American Life Insurance Company,

Petitioner,

440 vs.

Reese Smith Stewart, Junior, et al.; and

The American Life Insurance Company,

Petitioner,

441 vs.

Ora Inez Stewart, et al.

Argued by Mr. William C. Michaels for the Petitioner, and by Mr. Charles G. Yankey for the Respondents.

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Proclamation being made the Court is adjourned until Monday, January 18, next, at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Hugo L. Black, It is ordered that Thos. C. Hennings, Jr., Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bertrand Wesley Gearhart, It is ordered that Jas.R. McBride, Esquire, of Lindsay, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugo L. Black, It is ordered that William Hawkins Ellis, Esquire, of Birmingham, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Miller, It is ordered that Violet Lowry, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sam D. Reynolds, It is ordered that Fred M. Williams, Esquire, of Chattanooga, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Martin G. White, It is ordered that Ida Klaus, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Martin G. White, It is ordered that Carl C. Alpern, Esquire, of Syracuse, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Miller, It is ordered that E. L. McHaney, Jr., Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that Harold J. Jacobs, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that Harold Heller, Esquire, of Kearny, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Hughes, Jr., It is ordered that Kern Grant Beasley, Esquire, of Linton, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George H. Mahon, It is ordered that Clyde E. Thomas, Esquire, of Big Spring, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George H. Mahon, It is ordered that Marvin Gladwin Poteet, Esquire, of Vernon, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. K. Neumann, It is ordered that William A. Brophy, Esquire, of Albuquerque, State of New Mexico, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Hughes, Jr., It is ordered that Francis C. Ott, Esquire, of Long Island City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Hughes, Jr., It is ordered that Harry H. Weinberger, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Horace T. Jones, It is ordered that Charles Lewis Curtiss, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Horace T. Jones, It is ordered that Ira D. Scott, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Mastin G. White, It is ordered that Aram G. Pancssian, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur H. Fast, It is ordered that Richard E. McIntosh, Esquire, of Trenton, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Johnstone Muir, It is ordered that Charles S. Muir, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. P. Hill, It is ordered that Clara C. Gore, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter C. English, It is ordered that James E. Doherty, Jr., Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wilbur LaRoe, Jr., It is ordered that Edward Gallagher, Esquire, of New Haven, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wilbur LaRoe, Jr., It is ordered that Arthur L. Winn, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. McMundro, It is ordered that William M. Malone, Esquire, of Denison, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Laurence J. Heller, It is ordered that A. Joseph Geist, Esquire of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. McMundro, It is ordered that Herbert F. Maley, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. McMundro, It is ordered that Jerome K. Lyle, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Laurence J. Heller, It is ordered that Archibald M. Matthews, Esquire, of Somerset, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Laurence J. Heller, It is ordered that Leland W. Walker, Esquire, of Somerset, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Foster Wood, It is ordered that Lee R. LaRochelle, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raymond Sparks, It is ordered that Joseph A. Feney, Esquire, of Providence, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that Edwin Tanner Cosby, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that Lee C. Mosley, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that Laurie Barnes, of Arlington, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that Lewis L. Prout, Esquire, of Mt. Home, State of Idaho, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that Henry Reece Harrison, Esquire, of Hardin, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clyde B. Aitchison, It is ordered that Milton E. Diehl, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that Nell Guinn, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clyde B. Aitchison, It is ordered that Genevieve Thompson Smith, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Kirkland, It is ordered that Richard J. Kirkland, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Kirkland, It is ordered that Robert E. Lee Goff, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Irwin Geiger, It is ordered that Harold G. Mosier, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy St. Lewis, It is ordered that Edgar R. Fenton, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ernest H. Van Fossan, It is ordered that William G. Hamilton, Esquire, of Fort Smith, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Leslie C. Garnett, It is ordered that Charles E. Pollard, Esquire, of Petersburg, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Henry Butler, It is ordered that Francis G. Cole, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Henry Butler, It is ordered that Harold F. Watson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom L. Beauchamp, It is ordered that Kenneth C. Miller, Esquire, of Marfa, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Neil Burkinshaw, It is ordered that Robert F. Mahoney, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clyde B. Aitchison, It is ordered that Clyde B. Aitchison, Jr., Esquire, of Plainview, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis Ottenberg, It is ordered that H. Max Ammerman, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. M. Braverman, It is ordered that John A. Bennett, Esquire, of Montclair, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James B. Alley, It is ordered that C. Joseph Lanahy, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sam M. Wassell, It is ordered that Everard Hinshaw, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis Ottenberg, It is ordered that Marcus B. Sacks, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gregory Hankin, It is ordered that Samuel Frankel, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Kleve, It is ordered that Mercia Leton, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis Ottenberg, It is ordered that Leon Sacks, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. O. Stanley, It is ordered that James A. Tumulty, Jr., Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Henry Lewin, It is ordered that Nochem S. Winnet, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel A. Syme, It is ordered that Randolph C. Richardson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stanley H. Fischer, It is ordered that Lewis E. Pennish, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert P. Smith, It is ordered that Israel Harvey Levinson, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court,and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that Glenn Earl Whitney, Esquire, of Glendale, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph T. McElvenny, It is ordered that Arthur C. Miller, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur J. Mellott, It is ordered that W. C. Dickey, Esquire, of Leoti, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elmer E. Holley, It is ordered that Fleming A. Waters, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sam M. Wassell, It is ordered that Robert L. Montgomery, Jr., Esquire, of North Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sam M. Wassell, It is ordered that Sam E. Montgomery, of North Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Josephus C. Trimble, It is ordered that Stanley Cohen, Esquire, of Long Branch, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Josephus C. Trimble, It is ordered that Morey M. Beck, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Frank Staley, It is ordered that Max Winograd, Esquire, of Providence, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The Chief Justice announced the following orders of the Court:

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City Bus Company, Appellant,
584 vs.
State of Mississippi.

Appeal from the Supreme Court of the State of Mississippi.

IT APPEARING to the Court that counsel for the Appellant have failed to comply with Rule 12 of the rules of this Court;

THEREFORE, in pursuance of the 12th Rule of this Court, it is ordered that the appeal herein be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

Southern Nebraska Power Company and Village of Ayr, Appellants,
603 vs.
State of Nebraska, ex rel. C. A. Sorensen, Attorney General.

Appeal from the Supreme Court of the State of Nebraska.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Nebraska, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed (1) for the reason that the judgment sought here to be reviewed is based upon a non-federal ground adequate to support it; (2) in so far as a federal question is sought to be presented, for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

George Pope, Theo Tsounias, A. Moutsatsos, et al., Appellants,

241 vs.

L. W. Blanton, County Judge, Frank Lipscomb, Sheriff of Taylor County, et al.

Appeal from the District Court of the United States for the Northern District of Florida.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Florida, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, modified with costs; and that this cause be, and the same is hereby, remanded to the said District Court with directions to dismiss the bill for want of jurisdiction by reason of the absence of the requisite jurisdictional amount.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

William Lauro, Martin Schwartz and Jennie Schwartz, as Executors, et al., Appellants,

374 vs.

Wendell P. Barker, Louis S. Posner, et al.

Appeal from the Supreme Court of the State of New York.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and on motion to dismiss or affirm which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to affirm the judgment in this cause, be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

The City of New York, Petitioner,

347 vs.

Saul Goldstein, Trustee in Bankruptcy of Isidor Lazaroff, Doing Business as Crown Men's Shop.

The motion for leave to file a petition for rehearing is granted. The order heretofore entered on October 26, 1936, denying the petition for writ of certiorari herein is vacated, and the petition for writ of certiorari is granted. The decree of the Circuit Court of Appeals is reversed and the case is remanded to the District Court for further proceedings. In the Matter of Atlas Television Co., Inc., ___ N. Y. ___ (decided December 31, 1936).

Per Mr. Chief Justice Hughes.

The City of New York, Petitioner,

347 vs. Order allowing certiorari.

Saul Goldstein, Trustee in Bankruptcy of Isidor Lazaroff, Doing Business as Crown Men's Shop.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The City of New York, Petitioner,

347 vs.

Saul Goldstein, Trustee in Bankruptcy of Isidor Lazaroff, Doing Business as Crown Men's Shop.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Mr. Justice Stone took no part in the consideration or decision of this case.

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The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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In re: Disbarment of Louis Fried.

O R D E R.

It having been shown to the Court that Louis Fried, of Washington, D. C., a member of the bar of this Court, has been disbarred from the practice of the law in the District Court of the United States for the District of Columbia; and, on December 7, 1936, this Court having issued its rule directing him to show cause why he should not be disbarred from the practice of the law in this Court; and the said Fried having consented that any further order be entered without notice to him,

IT IS NOW ORDERED that the said Louis Fried be, and he is hereby, disbarred from the further practice of the law in this Court, and that his name be, and it is hereby, stricken from the roll of attorneys admitted to practice before the bar of this Court.

Ex Parte: Arthur O'Toole,

Petitioner.

—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of habeas corpus herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hiram Steelman, Trustee in Bankruptcy of
William Fox, a Bankrupt, Petitioner,
638 vs.
All Continent Corporation.

The petition for a temporary restraining order and injunction, pending action of this Court upon the petition for a writ of certiorari filed herein, is granted, and

IT IS ORDERED that, until this Court acts upon the petition for writ of certiorari, All Continent Corporation, its officers, agents, attorneys and employees be, and they are hereby, enjoined from proceeding in any manner against the petitioner herein in a suit in equity now pending in the United States District Court for the Eastern District of Pennsylvania entitled "All Continent Corporation, Plaintiff, v. John S. Wynn, et al., Defendants," being cause No. 9533 on the equity docket of said court.

Per Mr. Chief Justice Hughes.

John Pelkes and Evelyn H. Treinies,

Petitioners,

379 vs.

Katherine Mason, et al.

ON CONSIDERATION of the motion of counsel for petitioners to withhold the order denying the petition for writ of certiorari in this cause,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jeptha Stephen Freeman, Petitioner,

628 vs.

The United States of America.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jeptha Stephen Freeman, Petitioner, — On petition for writ of certiorari

628 vs. — to the United States Circuit Court

The United States of America. — of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alaska Packers Association, Petitioner,

558 vs. — Order allowing certiorari.

Warren H. Pillsbury, as Deputy Commissioner of the Thirteenth Compensation District Under the Longshoremen's and Harbor Workers' Act and Frank Weidemann.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted, limited to the question of the operation of the Act of February 13, 1925, and its effect upon Rule 1 of the Admiralty Rules of the Circuit Court of Appeals for the Ninth Circuit with respect to the mode of taking an appeal.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

E. Pat Kelly, as Director of the Department of Labor and Industries of the State of Washington, et al., Petitioners,

552 vs.

State of Washington, on the Relation of Foss Company, Inc., et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Washington is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

General Baking Company, Petitioner,

559 vs.

Luther A. Harr, (Successor to William D. Gordon), Secretary of Banking for the Commonwealth of Pennsylvania, etc., et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

William Elmer Brown, Jr., Petitioner,

575 vs.

Edward J. O'Keefe, Receiver of the Union National Bank of Atlantic City, N. J.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

S. H. Kress & Company, Petitioner, vs. W. P. Reaves. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

569

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Santino Servilli, Petitioner, vs. People of the State of Illinois. — On petition for writ of certiorari to the Supreme Court of the State of Illinois.

571

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. John S. Meadows, Petitioner, vs. The Irving Trust Company, as Trustee, etc., et al.

151

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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Mr. Justice Stone took no part in the consideration or decision of the cases in which judgments and orders are this day announced.

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The State of Vermont,

Complainant,

2, Orig. vs.

The State of New Hampshire.

Supplemental report of Special Commissioner presented.

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Proclamation being made the Court is adjourned until Wednesday, January 20, next, at 11 o'clock.

WEDNESDAY, JANUARY 20, 1937.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
George Sutherland, Associate Justices.
Pierce Butler,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

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The Court took a recess for the purpose of attending the inauguration of the President of the United States.

The oath of office was administered to the Honorable Franklin Delano Roosevelt as President of the United States by the Chief Justice, and the Court reconvened.

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Proclamation being made the Court is adjourned until Monday, February 1, next, at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Claude Pepper, It is ordered that R. K. Lewis, Esquire, of West Palm Beach, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Claude Pepper, It is ordered that Weldon G. Starry, Esquire, of Tallahassee, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Darrell T. Lane, It is ordered that Raymond R. Brady, Esquire, of Salt Lake City, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George W. Dalzell, It is ordered that Wilber Stammler, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Miller, It is ordered that E. G. Ward, Esquire, of Piggott, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Miller, It is ordered that O. T. Ward, Esquire, of Rector, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James J. Sweeney, It is ordered that Daniel F. McCormack, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick R. Shearer, It is ordered that Irving Graff, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that Walter O. Schell, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Amos M. Mathews, It is ordered that Frank W. Richards, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur J. Mellott, It is ordered that Edward R. Sloan, Esquire, of Topeka, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur J. Mellott, It is ordered that Eldon R. Sloan, Esquire, of Topeka, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Stockholders of Peoples Banking Company of Smithsburg, Maryland, Appellants,
298 vs.
Warren F. Sterling, Receiver for Peoples Banking Company of Smithsburg, Maryland, etc.

Appeal from the Court of Appeals of the State of Maryland.

THIS CAUSE came on to be heard on the transcript of the record from the Court of Appeals of the State of Maryland, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Cardozo.

Stockholders of Hagerstown Bank and Trust Company, Appellants,
299 vs.
Warren F. Sterling, Receiver for Hagerstown Bank and Trust Company, etc.

Appeal from the Court of Appeals of the State of Maryland.

THIS CAUSE came on to be heard on the transcript of the record from the Court of Appeals of the State of Maryland, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Cardozo.

Morley Construction Company, et al., Petitioners, vs. Maryland Casualty Company. — On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

325

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

The Knox National Farm Loan Association and the Federal Land Bank of Louisville, Petitioners, vs. Arthur C. Phillips. — On writ of certiorari to the Court of Appeals of the State of Ohio.

389

THIS CAUSE came on to be heard on the transcript of the record from the Court of Appeals of the State of Ohio, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Appeals, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Cardozo.

The American Life Insurance Company,

Petitioner,

440 vs.

Reese Smith Stewart, Junior, and Ora Inez Stewart, as Executrix of the Estate of Reese Smith Stewart, Deceased.

On writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Tenth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

The American Life Insurance Company,

Petitioner,

441 vs.

Ora Inez Stewart and Ora Inez Stewart, as Executrix of the Estate of Reese Smith Stewart, Deceased.

On writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Tenth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Richmond Mortgage & Loan Corporation, Appellant,
vs.
Wachovia Bank and Trust Company and Alexandra Garrett Johnston, Executors of the Estate of Robert P. Johnston, Deceased.

Appeal from the Supreme Court of the State of North Carolina.

235

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of North Carolina, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Roberts.

Wayne United Gas Company, Petitioner,
vs.
Owens-Illinois Glass Company, Libbey-Owens-Ford Glass Company, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit

305

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and on motion to dismiss which was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered by this Court that the motion to dismiss the writ of certiorari herein be, and the same is hereby, overruled.

AND IT IS FURTHER ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Isbrandtsen-Moller Co., Inc., Appellant,
307 vs.
The United States of America, et al.

Appeal from the District Court of the United States for the Southern District of New York.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Roberts.

Francis I. DuPont, Edmund DuPont, Rhett DuPont, et al., etc., Petitioners,
332 vs.
The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Roberts.

Great Northern Railway Company, Appellant, vs. State of Washington. — Appeal from the Supreme Court of the State of Washington.

20

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Justice Cardozo in which the Chief Justice, Mr. Justice Brandeis, and Mr. Justice Stone join.

Midland Realty Company, Appellant, vs. Kansas City Power and Light Company. — Appeal from the Supreme Court of the State of Missouri.

217

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Missouri, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Butler.

Homer S. Cummings, Attorney General of the United States, and W. A. Julian, as Treasurer of the United States, Petitioners,
254 vs.
Deutsche Bank Und Disconto-Gesellschaft.

On writ of certiorari to the United States Court of Appeals for the District of Columbia.

THIS CAUSE came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Columbia for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

Mr. Justice Roberts took no part in the consideration or decision of this case.

Harold L. Ickes, Secretary of the Interior, Petitioner,
266 vs.
Mazine Z. Fox, et al.

On writ of certiorari to the United States Court of Appeals for the District of Columbia.

THIS CAUSE came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed, by this Court that the decree of the said United States Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Columbia.

Per Mr. Justice Sutherland.

Harold L. Ickes, Secretary of the Interior, Petitioner,
267 vs.
Phillip Louis Parks, et al.

On writ of certiorari to the United States Court of Appeals for the District of Columbia.

THIS CAUSE came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Columbia.

Per Mr. Justice Sutherland.

Harold L. Ickes, Secretary of the Interior, Petitioner,
268 vs.
Jacob F. Ottmuller.

On writ of certiorari to the United States Court of Appeals for the District of Columbia.

THIS CAUSE came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Columbia.

Per Mr. Justice Sutherland.

Osaka Shosen Kaisha Line, Claimant of the Steamship "Santos Maru," Petitioner, 224 vs. The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of Texas.

Per Mr. Justice Sutherland.

Henry C. Hill, Warden, United States Northeastern Penitentiary, Petitioner, 171 vs. United States ex rel. Joseph Weiner.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Middle District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

Ernest O. Thompson, C. V. Terrell, and Lon A. Smith, Composing the Railroad Commission of Texas, et al., Appellants,
89 vs.
Consolidated Gas Utilities Corporation and Texoma Natural Gas Company.

Appeal from the District Court of the United States for the Western District of Texas.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Texas, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decrees of the said District Court in this cause be, and the same are hereby, affirmed with costs.

Per Mr. Justice Brandeis.

The Elmhurst Cemetery Company of Joliet, Petitioner,
255 vs.
Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed and the decision of the Board of Tax Appeals affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

The United States of America,
Petitioner,
329 vs.
John J. Giles.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed and the judgment of the District Court affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Texas for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

S. P. Kelly, Trustee in Bankruptcy for the Carlisle Packing Company, a Corporation, Bankrupt,
Petitioner,
309 vs.
The United States of America and the Collector of Internal Revenue for the United States of America, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

United States of America, Which Sues for the Use and Benefit of Charles P. Wilhelm, Trustee, etc., et al., Petitioners,
335 vs.
Nellie Flynn Chain, Executrix of the Last Will and Testament of James W. Flynn, Deceased.

On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs, and the judgment of the District Court affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of West Virginia for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Van Devanter.

George W. Taber, Treasurer of Payne County, Oklahoma, Petitioner,
280 vs.
Indian Territory Illuminating Oil Company.

On writ of certiorari to the Supreme Court of the State of Oklahoma.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Oklahoma, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Edward T. Blair, Petitioner,
247 vs.
Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals with direction to affirm the decision of the Board of Tax Appeals.

Per Mr. Chief Justice Hughes.

Marian S. Honeyman, Appellant,
370 vs.
Herbert G. Hanan, as Executor of the Last Will and Testament of Herbert W. Hanan, Deceased.

Appeal from the Supreme Court of the State of New York, Kings County.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of New York, Kings County, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, vacated, each party to pay its own costs; and that this cause be, and the same is hereby, remanded to the Court of Appeals of the State of New York for further proceedings.

Per Mr. Chief Justice Hughes.

Charles J. O'Connor, et al., Petitioners, vs. A. Lawrence Mills, et al. — On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

442

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the order of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Wayne County Board of Review, Fred W. Castator, George L. Voorhis, et al., Appellants, vs. Great Lakes Steel Corporation. — Appeal from the District Court of the United States for the Eastern District of Michigan.

253

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Michigan, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

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The Chief Justice announced the following order of the Court:

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First Bank Stock Corporation,

Appellant,

vs.

State of Minnesota.

Appeal from the Supreme Court of the State of Minnesota.

648

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was duly submitted.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the appeal herein be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

Mr. Justice Butler took no part in the consideration or decision of this case.

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The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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In re: Disbarment of Jesse C. Duke.

ON CONSIDERATION of the motion to vacate the order of disbarment herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Vermont,

Complainant,

vs.

State of New Hampshire.

2, Orig.

The Supplemental Report of the Special Commissioner herein is received and ordered filed.

Per Mr. Chief Justice Hughes.

Samuel B. Smith,

Petitioner,

35 vs.

A. B. Hall, et al.;

Samuel B. Smith,

Petitioner,

36 vs.

James Manufacturing Company, et al.;

District of Columbia,

Petitioner,

103 vs.

Ethel Clawans; and

Harold H. Henneford, et al., etc.,

Appellants,

418 vs.

Silas Mason Company, Inc., et al.

O R D E R

These cases are restored to the docket and assigned for reargument on Monday, March 1, next.

Per Mr. Chief Justice Hughes.

Abe Schwartz, et al., Petitioners,

436 vs.

Irving Trust Company, &c., et al.

IT IS ORDERED that the third and fourth sentences of the opinion delivered in this cause on January 4, 1937 be amended to read as follows: "Their leases were rejected in a bankruptcy proceeding pending when the reorganization section was adopted. All of the leases contained indemnity covenants similar to that considered in No. 354."

The petition for rehearing is denied.

Per Mr. Chief Justice Hughes.

Elbert B. Lindsey and E. R. Lindsey,

Petitioners,

660 vs.

State of Washington.

ON CONSIDERATION of the motion for leave to proceed in forma pauperis in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Fred L. Fox, Individually, etc.,

Appellant,

625 vs.

The Dravo Contracting Company.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The Great Atlantic & Pacific Tea Company, et al., Appellants,

652 vs.

Alice Lee Grosjean, Supervisor, etc., et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

First Bank Stock Corporation,

Appellant,

647 vs.

State of Minnesota.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Paul Senn, Appellant,

658 vs.

Tile Layers Protective Union, etc., et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Carl F. Stroehmann and Lycoming Trust Company, Trustee, Petitioner,

599 vs.

Mutual Life Insurance Company of New York.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted, limited to the question of the application and effect of the incontestability clause in policy No. 4,361,192.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Bernard Joseph Mumm, Petitioner,

627 vs.

Jacob E. Decker & Sons.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America,

Petitioner,

600 vs.

George W. Norris.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John Suren, Petitioner,

566 vs.

Oceanic Steamship Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Vincenzo Ferrero, Petitioner,

574 vs.

Commissioner of Immigration, Ellis Island, New York Harbor.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Barlow-Moore Tobacco Company, Petitioner,
576 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Prentiss, Jr., Receiver of the United States National Bank of Los Angeles, etc., Petitioner,
579 vs.
Harry Chandler.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Prentiss, Jr., Receiver of the United States National Bank of Los Angeles, etc., Petitioner,
580 vs.
The Times-Mirror Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, owner of the Dredge "Manhattan," Petitioner,
590 vs.
Steamer "Bessemer," Whereof Atlantic Refining Company is Claimant and Atlantic Refining Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mills Dry Goods Company, Inc., Petitioner,
568 vs.
Anthony Klicka and Industrial Commissioner of Wisconsin.

On petition for writ of certiorari to the Supreme Court of the State of Wisconsin.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Wisconsin, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

F. M. Hinman and Mannie Hinman, Petitioners,
577 vs.
Pacific Air Transport.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

P. R. Hinman and Nannie Hinman, Petitioners,
578 vs.
United Air Lines Transport Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles Coopman and Frances Coopman, Husband and Wife, as a Community, Bankrupt, Petitioner,
583 vs.
Citizens State Bank of Omak, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Amanda C. North and Harvey Brobst, on Behalf of Themselves and All Others Similarly Situated and A. A. McCaslin, Receiver, Petitioners,
589 vs.
The Higbee Company, et al.

On petition for writ of certiorari to the Supreme Court of the State of Ohio.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Archibald Palmer, Petitioner,
596 vs.
Paramount Pictures, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis Boehm, Petitioner,
597 vs.
Paramount Pictures, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Samuel Zirn, Petitioner,
598 vs.
Paramount Pictures, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rodolfo Schneckenburger, Petitioner,
607 vs.
The Honorable Manuel V. Moran, Judge of First Instance of Manila.

On petition for writ of certiorari to the Supreme Court of the Philippine Islands.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the Philippine Islands, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

People of the State of Illinois, ex rel. Joseph Rappaport, Petitioner,
610 vs.
John Toman, Sheriff of Cook County, Illinois.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Birnamwood Oil Company, Petitioner,
611 vs.
Barnsdall Refineries, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Metal Tone Mfg. Co., Inc., et al., Petitioners,
612 vs.
Voices, Incorporated.

On petition for writ of certiorari to the Court of Errors and Appeals of the State of New Jersey.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Errors and Appeals of the State of New Jersey, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

General Motors Java Handel Maatschappij, Petitioner,
613 vs.
Erie Railroad Company.

On petition for writ of certiorari to the Supreme Court of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. Cacey and C. E. Hughes, Partners, Trading and Doing Business as Cacey & Hughes, Petitioners,
617 vs.
Virginian Railway Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gordon E. Davis, Petitioner,
618 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Catharine Ulrich Kabatt, Petitioner,
619 vs.
The Board of Education of the City of Elmira.

On petition for writ of certiorari to the Supreme Court of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Howes Brothers Company, Petitioner,
629 vs.
Massachusetts Unemployment Compensation Commission, Namely Emil E. Fuchs, et al.

On petition for writ of certiorari to the Supreme Judicial Court of the State of Massachusetts, County of Suffolk.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Judicial Court of the State of Massachusetts, County of Suffolk, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alice A. Canfield, as Executrix of the Last Will of Byron Hilton Canfield, Deceased, Petitioner,
581 vs.
E. W. Scripps, Trustee, et al.

On petition for writ of certiorari to the District Court of Appeals of the State of California, 2nd Appellate District.

ON CONSIDERATION of the petition for a writ of certiorari herein to the District Court of Appeal of the State of California, 2nd Appellate District, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice took no part in the consideration or decision of this application.

Liggett and Myers Tobacco Co., Petitioner,
161 vs.
The United States;

The Commonwealth of Massachusetts, Petitioner,
162 vs.
The United States; and

Liggett and Myers Tobacco Co., on behalf of the Commonwealth of Massachusetts, Petitioner,
163 vs.
The United States.

A petition for rehearing having been filed in these cases,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Forest Marvel, Petitioner,

212 vs.

Fred G. Zerbst, Warden, etc.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sewell L. Avery, Petitioner,

480 vs.

Commissioner of Internal Revenue; and

Sewell L. Avery, Petitioner,

481 vs.

Commissioner of Internal Revenue.

A petition for rehearing having been filed in these cases,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sperry Flour Company, Petitioner,

540 vs.

Coastwise Steamship and Barge Company,

Inc., Claimant, etc., et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hindge Land and Navigation Company,
Debtor, et al., Petitioners,
545 vs.
Security-First National Bank of Los
Angeles, as Trustee, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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The State of Texas,
Complainant,
—, Orig. vs.
The State of New York, et al.

Returns to rule to show cause presented.

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Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
207 vs.
Tex-Penn Oil Company;

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
208 vs.
M. L. Benedum; and

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
209 vs.
F. B. Parriott.

Reargument commenced by Mr. Thurman Arnold for the Petitioner and continued by Mr. John W. Davis for the Respondents.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

TUESDAY, FEBRUARY 2, 1937.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William Warfield Ross, It is ordered that A. Spotswood Campbell, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that M. L. Disney, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry R. Gower, It is ordered that Robert J. Riley, Esquire, of Wheeling, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald C. McGovern, It is ordered that William A. Herin, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph K. Pierson, It is ordered that Byron J. Walters, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph K. Pierson, It is ordered that Samuel P. Block, Esquire, of Compton, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward R. Sloan, It is ordered that Braden C. Johnston, Esquire, of Marion, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Godfrey L. Munter, It is ordered that Emmett Robert Carroll, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mrs. Olive Seiger Faircloth, It is ordered that Agnes V. Kennedy, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard M. Duncan, It is ordered that Richard L. Douglas, Esquire, of St. Joseph, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
207 vs.
Tex-Penn Oil Company;

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
208 vs.
M. L. Benedum; and

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
209 vs.
F. B. Parriott.

Reargument continued by Mr. John W. Davis for the Respondents and concluded by Mr. Thurman Arnold for the Petitioner.

The Chippewa Indians of Minnesota,
Appellants,
228 vs.
The United States and the Red Lake
Band of Chippewa Indians of Minnesota.

Argument commenced by Mr. Webster Ballinger for the Appellants; continued by Mr. Assistant Solicitor General Bell for the Appellee, the United States; by Mr. Fred Dennis for the Appellee, The Red Lake Band of Chippewa Indians of Minnesota; and concluded by Mr. D. S. Holmes for the Appellants.

Hartford Steam Boiler Inspection and
Insurance Company, et al., Appellants,
355 vs.
William B. Harrison, Insurance Commissioner.

Argued by Mr. Marion Smith for the Appellants and by Mr. B. D. Murphy for the Appellee.

The Henderson Company,
Appellant,
397 vs.
Ernest O. Thompson, et al., etc.

Argument commenced by Mr. L. M. Fischer for the Appellant.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

WEDNESDAY, FEBRUARY 3, 1937.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that W. D. McFarlane, Esquire, of Graham, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edwin R. Morrison, It is ordered that Berkeley Cox, Esquire, of Hartford, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edwin R. Morrison, It is ordered that Douglas Stripp, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George E. Elliott, It is ordered that William D. Evans, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stanley Ferrar Brewster, It is ordered that Clarence R. Motchkiss, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence H. Cake, It is ordered that M. A. Grace, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter L. Baumgartner, It is ordered that Albert Forrest, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Felthan Watson, It is ordered that Bert. Elliott Strubinger, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eldon R. Sloan, It is ordered that Albert M. Cole, Esquire, of Holton, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Henderson Company, Appellant,

397 vs.

Ernest O. Thompson, C. V. Terrell, et al.

Argument continued by Mr. L. M. Fischer for the Appellant; by Mr. William Madden Hill and Mr. William McCraw for the Appellees; and concluded by Mr. L. M. Fischer for the Appellant.

The People of the State of New York,
ex rel. Annie Cohn, Appellant,
404 vs.
Mark Graves, John J. Merrill, et al., etc.

Argued by Mr. Maurice Cohn for the Appellant, and by Mr. Joseph M. Mesnig for the Appellees.

Wilhelmina Sumi,
Petitioner,
406 vs.
Alsie M. Young.

Argued by Mr. Herman Weinberger for the Petitioner and case submitted by Mr. Cecil H. Clegg and Mr. Robert W. Jennings for the Respondent.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Robert H. McCarter, It is ordered that Ward J. Herbert, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Saul Nemser, It is ordered that William T. Cahill, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Aetna Life Insurance Company of Hartford, Connecticut, Petitioner,

446 vs.

Edwin P. Haworth and Cora M. Haworth.

Argued by Mr. E. R. Morrison for the Petitioner and by Mr. Rees Turpin for the Respondents.

William Whitlock Brush, Petitioner,

451 vs.

Commissioner of Internal Revenue.

Argued by Mr. Boykin C. Wright and Mr. Paul Windels for the Petitioner; by Mr. Julius Henry Cohen for the State of New York as amicus curiae, by special leave of Court; and by Mr. John Paul Jackson for the Respondent.

Jay B. Phelps, Appellant,

454 vs.

Board of Education of the Town

of West New York, et al.; and

Lucy Askam, et al., Appellants,

455 vs.

Board of Education of the Town

of West New York, et al.

Argument commenced by Mr. Robert H. McCarter for the Appellants.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mrs. Elizabeth M. Cox, It is ordered that Marion Hines Taylor, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lee B. Kemon, It is ordered that Alfred L. Taylor, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lee B. Kemon, It is ordered that William W. Fleming, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Whitney North Seymour, It is ordered that Herbert Wechsler, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Jay B. Phelps, Appellant,

454 vs.

Board of Education of the Town of

West New York, et al.; and

Lucy Askam, et al., Appellants,

455 vs.

Board of Education of the Town of

West New York, et al.

Argument continued by Mr. Robert H. McCarter for the Appellants and concluded by Mr. Saul Nemser for the Appellees.

Ray Ingels, as Director of the Motor Vehicle

Department of the State of California, et al.,

Appellants,

456 vs.

Howard Morf, doing business under the firm name

and style of Pacific Wholesale Automobile Company, et al.

Argued by Mr. Frank W. Richards and Mr. Amos M. Mathews for the Appellants, and by Mr. Ralph K. Pierson and Mr. Byron J. Walters for the Appellees.

Charles Van Beeck, Administrator, etc.,

Petitioner,

460 vs.

Sabine Towing Company, Inc., et al.

Argument commenced by Mr. H. C. Hughes for the Petitioner.

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Proclamation being made the Court is adjourned until Monday, February 8, next, at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Donald B. McLean, It is ordered that Harry Weltchek, Esquire, of Elizabeth, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jas. W. Morris, It is ordered that William A. Carter, Esquire, of Roanoke, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edgar Bronson Tolman, It is ordered that Henry P. Chandler, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sidney S. Alderman, It is ordered that Steve C. Griffith, Esquire, of Newberry, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William John Kenney, It is ordered that Roger Kent, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clyde M. Aitchison, Jr., It is ordered that Robert Sansom, Esquire, of Fort Worth, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Warren Madden, It is ordered that Joseph Rosenfarb, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Sutherland, It is ordered that Sumter M. Kelley, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick A. Ballard, It is ordered that William L. Parker, Esquire, of Norfolk, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Hughes, Jr., It is ordered that George J. Moore, Esquire, of Malone, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The Chief Justice said:

"The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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State of Texas, Complainant,

—, Orig. vs.

State of New York, et al.

This cause is set for argument on the rule to show cause and the returns thereto and is assigned for argument on Monday, March 8th, next.

Per Mr. Chief Justice Hughes.

Mary Lambert, Petitioner,

671 vs.

Central Bank of Oakland,

a Banking Corporation.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary Lambert, Petitioner,

671 vs.

Central Bank of Oakland,

a Banking Corporation.

On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Millard D. Grubbs, Petitioner,
680 vs.
Ira D. Smith, J. R. White, et al.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Millard D. Grubbs, Petitioner,
680 vs.
Ira D. Smith, J. R. White and Louisville Courier Journal Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Fowler, Petitioner,
681 vs.
State of Washington.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Fowler, Petitioner,
681 vs.
State of Washington.

On petition for writ of certiorari to the Supreme Court of the State of Washington.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Washington, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry E. Oppenheimer, Petitioner,
588 vs.
The Harriman National Bank and Trust Company of the City of New York, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Harriman National Bank and Trust Company of the City of New York,
Petitioner,
670 vs.
Henry E. Oppenheimer.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Galen H. Welch, Former Collector of Internal Revenue for the Sixth Collection District of California,
Petitioner,
602 vs.
Obispo Oil Co.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Reginald P. Ray, Petitioner,
604 vs.
The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

L. Gordon Hamersley,
Petitioner,
564 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bud Martinson, Petitioner,
591 vs.
State Industrial Accident Commission of the State of Oregon.

On petition for writ of certiorari to the Supreme Court of the State of Oregon.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Oregon, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank T. Cary, Petitioner,
592 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward Huntington Williams,
Petitioner,
593 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Brotherhood of Railroad Shop Crafts of America, et al., Petitioners,
616 vs.
Frank O. Lowden, et al., as Trustees of the Estate of the Chicago Rock Island and Pacific Railway Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Merchants Refrigerating Company, Petitioner,
620 vs.
The New York Central Railroad Company.

On petition for writ of certiorari to the Supreme Court of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Howard Preece, Petitioner,
623 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Equitable Life Assurance Society of the United States, Petitioner,
626 vs.
Thomas M. Mickolopulos.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

S. S. Knotts, Sr., Debtor, Petitioner,
634 vs.
The First Carolinas Joint Stock Land Bank of Columbia, South Carolina.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The People of the State of New York, on the relation of Jack Herman Lehman, Petitioner,
650 vs.
Frederick L. Morehead, Warden of the City Prison, Brooklyn, New York.

On petition for writ of certiorari to the Supreme Court of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

O R D E R

The Court will take a recess from Monday, February 15, to Monday, March 1, next.

C. D. Parker & Co., Inc., Petitioner,
630 vs.
Harry N. Guterman, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

IT APPEARING to the Court that counsel for the petitioner have filed a motion to dismiss the petition for writ of certiorari in this cause;

THEREFORE, in pursuance of said motion, it is ordered by this Court that the petition for writ of certiorari in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Charles Van Beeck, Administrator, etc., Petitioner,
460 vs.
Sabine Towing Company, Inc., et al.

Argument concluded by Mr. M. A. Grace for the Respondents.

Angelo Herndon, Appellant,
474 vs.
J. I. Lowry, Sheriff of Fulton County, Georgia; and

Angelo Herndon, Appellant,
475 vs.
J. I. Lowry, Sheriff of Fulton County, Georgia.

Argued by Mr. Whitney North Seymour for the Appellant and by Mr. J. Walter LeCraw for the Appellee.

The Virginian Railway Company,

Petitioner,

324 vs.

System Federation No. 40, Railway Employees Department of the American Federation of Labor, etc., et al.

Four and one-half hours allowed for oral argument.

Argument commenced by Mr. James Piper for the Petitioner and continued by Mr. Frank L. Mulholland for the Respondents.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

TUESDAY, FEBRUARY 9, 1937.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. W. D. McFarlane, It is ordered that Joe B. Carrigan, Esquire, of Wichita Falls, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Newman Alexander Townsend, It is ordered that William D. Boone, Esquire, of Winton, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that Maurice J. McCarthy, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James E. McCabe, It is ordered that Matthew F. Dorsey, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Brooks Mays, It is ordered that Aurelle Burnside, of El Dorado, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John T. Vance, It is ordered that Arthur E. Reyman, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Benton, It is ordered that Lloyd J. Lawrence, Esquire, of Murfreesboro, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The Virginian Railway Company, Petitioner,
324 vs.
System Federation No. 40, Railway Employees
Department of the American Federation of
Labor, etc., et al.

Argument continued by Mr. Frank L. Mulholland for the Respondents; by Mr. Solicitor General Reed for the United States as amicus curiae, by special leave of Court; and concluded by Mr. H. T. Hall for the Petitioner.

The Associated Press, Petitioner,
365 vs.
National Labor Relations Board.

Argument commenced by Mr. John W. Davis for the Petitioner and continued by Mr. Charles E. Wyzanski, Jr., for the Respondent.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

WEDNESDAY, FEBRUARY 10, 1937.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Edward H. Lange, Esquire, of Laredo, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Alfred M. Scott, Esquire, of Lubbock, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur H. Deibert, It is ordered that James Raymond Berry, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter B. Guy, It is ordered that Wayne G. Cook, Esquire, of Davenport, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Associated Press, Petitioner,

365 vs.

National Labor Relations Board.

Argument continued by Mr. Charles E. Wyzanski, Jr., and Mr. Charles Fahy for the Respondent, and concluded by Mr. John W. Davis for the Petitioner.

Washington, Virginia and Maryland Coach Company, Petitioner,

469 vs.

National Labor Relations Board.

Argued by Mr. Robert E. Lynch and Mr. William J. Hughes, Jr., for the Petitioner, and by Mr. Charles Fahy for the Respondent.

National Labor Relations Board, Petitioner,

419 vs.

Jones & Laughlin Steel Corporation.

Argument commenced by Mr. J. Warren Madden and continued by Mr. Solicitor General Reed for the Petitioner.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, FEBRUARY 11, 1937.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Philip Pitt Campbell, It is ordered that Mirke C. Veeder, Esquire, of Independence, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sam D. McReynolds, It is ordered that Aubrey F. Folts, Esquire, of Chattanooga, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William I. Denning, It is ordered that John W. Cross, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Townsend, It is ordered that Wm. A. Spofford, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Cecil L. Freedman, it is ordered that Leon B. Kabecker, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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National Labor Relations Board,

Petitioner,

419 vs.

Jones & Laughlin Steel Corporation.

Argument continued by Mr. Solicitor General Reed for the Petitioner and concluded by Mr. Earl F. Reed for the Respondent.

National Labor Relations Board,

Petitioner,

420 vs.

Freuhauf Trailer Company; and

National Labor Relations Board,

Petitioner,

421 vs.

Freuhauf Trailer Company.

Argued by Mr. Solicitor General Reed for the Petitioner, and by Mr. Thomas G. Long for the Respondent.

National Labor Relations Board,

Petitioner,

422 vs.

Freidman-Harry Marks Clothing Company, Inc.; and

National Labor Relations Board,

Petitioner,

423 vs.

Freidman-Harry Marks Clothing Company, Inc.

Argument commenced by Mr. Charles Fahy for the Petitioner; continued by Mr. Leonard Weinberg and Mr. Harry J. Green for the Respondent; and concluded by Mr. Charles E. Wyzanski, Jr., for the Petitioner.

Swayne and Hoyt, Ltd., et al.,

Appellants,

494 vs.

The United States of America.

Argument commenced by Mr. Elisha Hanson for the Appellants.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Robert E. Quirk, It is ordered that Joseph T. Sherier, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph G. Wilson, It is ordered that Robert A. Leighey, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Swayne and Hoyt, Ltd., et al.,

Appellants,

494 vs.

The United States of America.

Argument continued by Mr. Elisha Hanson for the Appellants; by Mr. Assistant Solicitor General Bell for the Appellee; and concluded by Mr. Elisha Hanson for the Appellants.

L. J. Lawrence, Guardian of Harry
Newsome, Incompetent, Petitioner,
549 vs.
John A. Shaw, and others, Members,
etc., et al.

Argued by Mr. John E. Benton for the Petitioner, and by Mr. W. D. Boone for the Respondents.

Park L. Hoffman, substituted for R.
G. Holsing, Receiver, etc., Petitioner,
563 vs.
Henry I. Rauch, Administrator, et al.

Argued by Mr. George P. Barse for the Petitioner, and by Mr. Leland Walker for the Respondents

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Proclamation being made the Court is adjourned until Monday, February 15, next, at 12 o'clock.

MONDAY, FEBRUARY 15, 1937.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Augustine Lonergan, It is ordered that Robert L. Jefferys, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Augustine Lonergan, It is ordered that Denis T. O'Brien, Jr., Esquire, of Meriden, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Wyzanski, Jr., It is ordered that John F. X. Sheridan, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ben H. Powell, It is ordered that Ogden K. Shannon, Jr., Esquire, of Fort Worth, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ben H. Powell, It is ordered that Marshall Newcomb, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Driver, It is ordered that David D. Terry, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Driver, It is ordered that Dillard D. Babb, Jr., Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that Roy M. Stockmon, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Henry Butler, It is ordered that Maynard J. Toll, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur G. Brode, It is ordered that John M. Gately, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur G. Brode, It is ordered that Max Rothenberg, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur G. [illegible], it is ordered that Barsfield Collins, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, it is ordered that Orrin D. Boyle, Esquire, of Allentown, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
257 vs.
The Midland Mutual Life Insurance Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

ON CONSIDERATION whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

Dissenting: Mr. Justice McReynolds.

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The Chief Justice said:

"The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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O R D E R

SUPREME COURT OF THE UNITED STATES.

OCTOBER TERM, 1936.

The following is adopted as an addition to the existing General Orders in Bankruptcy, and shall be effective on and after April 5, 1937.

LIII.

BOND OF DESIGNATED DEPOSITORY UNDER § 61.

1. The bond required of a banking institution designated as a depository shall be given with an authorized fidelity or bonding company as surety, or with approved individual sureties who are residents of that judicial district and two of whom are neither officers nor directors of the institution designated as a depository.

2. The condition of bonds hereafter given shall be substantially to the effect that the banking institution, so designated, shall well and truly account for and pay over all monies deposited with it as such depository, and shall pay out such monies only as provided by the bankruptcy law and applicable general orders and court rules, and shall abide by all orders of the bankruptcy court in respect of such monies, and shall otherwise faithfully perform all duties pertaining to it as such depository.

3. As one means of bringing before the bankruptcy court information respecting possible occasions for requiring a depository to give a new bond in an increased amount, or a new bond with different sureties, it shall be the duty of each depository to file with the bankruptcy court during the month of January in each year a sworn statement in writing disclosing

(a) The amount of monies on deposit with it as such depository on the last business day of each month in the preceding calendar year;

(b) Whether any of the individual sureties on its bond has ceased to be a resident of that judicial district, or has died; and

(c) Whether the financial worth of any of its individual sureties has become materially impaired.

4. It shall be the duty of the bankruptcy court to require a depository to give a new bond whenever it appears that the prior bond is not sufficient in amount, in view of present and prospective deposits, or that a surety has died or ceased to be a resident of that judicial district, or whenever there is otherwise occasion to believe that the prior bond does not constitute adequate security.

5. It shall be the duty of the bankruptcy court to require each depository in its district to give a new bond within five years after the giving of its last prior bond.

6. A surety, or the personal representative of a deceased surety, on the bond of a depository may, by a petition setting forth the grounds therefor, request the bankruptcy court to require the depository to give a new bond and thereby to relieve such surety, or his estate, from responsibility and liability as respects any future default of the depository, and, if upon a hearing had after reasonable notice to the depository, to other sureties on the bond, and to the trustees or other representatives of bankrupt estates having deposits in such depository, it appears to the court that the petition can be granted without injury to any party in interest, the court shall require the depository to give a new bond.

7. A new bond given under any subdivision of this general order shall, from the time of its approval by the bankruptcy court, be regarded as taking the place of the preceding bond as respects any subsequent default of the depository; and, upon approving the new bond, the court shall enter an order relieving the sureties on the prior bond, and the estate of any deceased surety, from responsibility and liability thereon as respects any default of the depository occurring thereafter.

8. If any depository, when required to give a new bond, fails to comply with that requirement within the time fixed therefor by this general order or by the bankruptcy court, it shall be the duty of that court to order such depository to pay over all monies on deposit with it as such depository, and to revoke its designation as a depository.

February 15, 1937.

O R D E R

SUPREME COURT OF THE UNITED STATES.

No. 2, Original.—October Term, 1936.

The State of Vermont, Complainant,
vs.
The State of New Hampshire.

[February 15, 1937.]

On consideration of the report of November 16, 1936, of Samuel S. Gannett, the Commissioner appointed herein by decree of this Court of January 8, 1934 (290 U. S. 579), to locate and mark on the ground the boundary between the State of Vermont and the State of New Hampshire, at the points designated in said decree, and the supplemental report of Samuel S. Gannett, Commissioner, of January 14, 1937, prepared and filed pursuant to order of this Court of December 21, 1936; and the State of Vermont and the State of New Hampshire having stipulated by counsel that they have no exceptions and no objections to the said report and the supplemental report, and they, having applied to this Court to terminate the time within which exceptions or objections to said report and supplemental report may be filed:

It is now Adjudged, Ordered and Decreed, as follows:

1. The time within which exceptions or objections to said report and supplemental report may be filed is hereby terminated;

2. The said reports are in all respects confirmed;

3. The boundary line marked and located on the ground as set forth by said reports and on the accompanying maps is established and declared to be the true boundary between the States of Vermont and New Hampshire, as determined by the decree of this Court of January 8, 1934;

4. As it appears that the Commissioner has completed his work, conformably to the decree of this Court of January 8, 1934, and the order of this Court of December 21, 1936, he is hereby discharged;

4. It shall be the duty of the bankrupt
depository to give a new bond whenever it
bond is not sufficient in amount, in view of
deposits, or that a surety has died or ceased
judicial district, or whenever there is other
that the prior bond does not constitute ad

5. It shall be the duty of the bankrupte
depository in its district to give a new bond
the giving of its last prior bond.

6. A surety, or the personal representativ
on the bond of a depository may, by a pet
grounds therefor, request the bankruptcy c
pository to give a new bond and thereby to
his estate, from responsibility and liability
default of the depository, and, if upon a he
able notice to the depository, to other surets
the trustees or other representatives of ba
deposits in such depository, it appears to the
can be granted without injury to any party
shall require the depository to give a new bo

7. A new bond given under any subdivisio
shall, from the time of its approval by the
regarded as taking the place of the preceding
subsequent default of the depository; and, u
bond, the court shall enter an order relievi
prior bond, and the estate of any deceased
bility and liability thereon as respects any de
occurring thereafter.

8. If any depository, when required to giv
comply with that requirement within the ti
this general order or by the bankruptcy cour
of that court to order such depository to p
deposit with it as such depository, and to re
a depository.

February 15, 1937.

5. The Clerk of this Court is directed to trans
Magistrates of the States of Vermont and New H
of this decree, duly authenticated under the seal
together with copies of the said reports of the Co
of the accompanying maps;

6. The costs in this cause shall be borne and pai
by the States of Vermont and New Hampshire.

O R D E R

nit to the Chief
Hampshire copies
l of this Court,
ommissioner and

d in equal parts

American Propeller and Manufacturing
Company, Petitioner,
605 vs.
The United States.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Claims is granted, limited to the question of the allowance of interest to the Government upon its claim.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Max Sonzinsky, Petitioner,
614 vs.
The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted, limited to the question of the constitutional validity of the statute in its application under the first count of the indictment.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Hiram Steelman, Trustee in Bankruptcy
of William Fox, a Bankrupt, Petitioner,
638 vs.
All Continent Corporation.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Hiram Steelman, Trustee in Bankruptcy
of William Fox, a Bankrupt, Petitioner,
638 vs.
All Continent Corporation.

O R D E R

It is ordered that the temporary injunction issued on January 18, 1937, shall continued in force until the hearing and determination of the cause by this Court.

Per Mr. Chief Justice Hughes.

The Cincinnati Soap Company,
Petitioner,
659 vs.
The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Anniston Manufacturing Company,
Petitioner,
667 vs.
Harwell G. Davis, Collector of
Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Haskins Bros. & Co., Petitioner,
687 vs.
George W. O'Malley, Individually and as Collector of Internal Revenue for the District of Nebraska.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted, and the case is set for hearing immediately following No. 659.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Fred T. Hansen, Petitioner,
606 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Morris Sourino (or Souriano or Soriano or Moicho Soriano), Petitioner,
624 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Berryman Henwood, Trustee, St. Louis Southwestern Railway Company, Debtor,

Petitioner,

631 vs.

Guaranty Trust Company of New York, as Trustee, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Berryman Henwood, Trustee, St. Louis Southwestern Railway Company, Debtor,

632 vs.

Guaranty Trust Company of New York, as Trustee, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

L. E. Dyer and F. W. Dyer, Doing Business as L. E. Dyer Construction Company,

Petitioners,

633 vs.

Industrial Commission of Illinois and Cherillo Ricci.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marguerite Wazau, Petitioner,
635 vs.
City of Evanston.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Diversey Building Corporation,
Petitioner,
636 vs.
Herman Weber, Knute Swanson and
Loretta Hamann.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Alcograph Company, Petitioner,
649 vs.
Electrical Research Products, Inc.,
and Western Electric Company, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Maytag Company, Petitioner,
654 vs.
Brooklyn Edison Company, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Nev-Cal Electric Securities Company, Petitioner,
657 vs.
Imperial Irrigation District, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United Railways and Electric Company of Baltimore, etc., et al., Petitioners,
662 vs.
Consolidated Gas Electric Light and Power Company of Baltimore.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Salmon River Canal Company, Ltd., Petitioner,
664 vs.
The Utah Construction Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Land Oberoesterreich, Petitioner,
672 vs.
Edward C. Gude, Robert C. Winmill, Xavier M. Audibert, et al., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Wilson, Petitioner,
674 vs.
Oscar Smith.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Wilson, Petitioner,
675 vs.
Ida C. Smith, as Administratrix
of Elmer J. Smith, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Steinhagen Rice Milling Company,
Petitioner,
682 vs.
Frank Scofield, Individually and as
United States Collector of Internal
Revenue for the First District of Texas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Beaumont Rice Mills, Petitioner,
683 vs.
Frank Scofield, Individually and as
United States Collector of Internal
Revenue for the First District of Texas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gulf Coast Rice Mills, et al.,
Petitioners,
684 vs.
Frank Scofield, Individually and as
United States Collector of Internal
Revenue for the First District of Texas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

El Campo Rice Milling Company,
Petitioner,
685 vs.
Frank Scofield, Individually and as
United States Collector of Internal
Revenue for the First District of Texas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Tyrrell Rice Milling Company, Petitioner,
686 vs.
Frank Scofield, Individually and as
United States Collector of Internal
Revenue for the First District of Texas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sheridan Flouring Mills, Inc.,
Petitioner,
601 vs.
Thomas K. Cassidy, as Collector of Internal Revenue for the District of Wyoming, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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Proclamation being made the Court is adjourned until Monday, March 1st, next, at 12 o'clock.

MONDAY, MARCH 1, 1937.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that C. F. Cusack, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Aaron V. Lawes, It is ordered that Orion E. Gates, Esquire, of Alson, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Robert B. Holland, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Aaron V. Lawes, It is ordered that Romulus P. Rimo, Esquire, of Trenton, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Brennan, It is ordered that Harley Kellogg Lockwood, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald C. Power, It is ordered that Herbert S. Duffy, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald C. Power, It is ordered that Willis Woehrle Metcalf, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald C. Power, It is ordered that A. F. O'Neil, Esquire, of Akron, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton H. Evans, It is ordered that John H. Cunningham, Jr., Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that Nicholas T. Rogers, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton H. Evans, It is ordered that Richard S. Bull, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Camden R. McAtee, it is ordered that Louis E. Goodman, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lloyd Thurston, It is ordered that Charles E. Pendleton, Esquire, of Storm Lake, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dwight D. Taylor, it is ordered that Robert Llewellyn Wright, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nelson Hermans, It is ordered that William J. Fordrung, Esquire, of Scarsdale, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Holyoke Water Power Company,

Petitioner,

vs.

American Writing Paper Company, Inc.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby remanded to the District Court of the United States for the District of Massachusetts.

Per Mr. Justice Cardozo.

Dissenting: Mr. Justice Van Devanter, Mr. Justice McReynolds, Mr. Justice Sutherland, and Mr. Justice Butler.

Charles Van Beeck, Administrator, etc., Petitioner,
460 vs.
Sabine Towing Company, Inc., et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that that part of the decree of the said Circuit Court of Appeals relating to the question whether the cause of action herein abated with the death of the mother of Edward C. Van Beeck, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Texas for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Jay B. Phelps, Appellant,
454 vs.
Board of Education of the Town of West New York and State Board of Education of the State of New Jersey.

Appeal from the Court of Errors and Appeals of the State of New Jersey.

THIS CAUSE came on to be heard on the transcript of the record from the Court of Errors and Appeals of the State of New Jersey, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Court of Errors and Appeals, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Roberts.

Lucy Askam, et al., Appellants,
455 vs.
Board of Education of the Town of West New York and State Board of Education of the State of New Jersey.

Appeal from the Court of Errors and Appeals of the State of New Jersey.

THIS CAUSE came on to be heard on the transcript of the record from the Court of Errors and Appeals of the State of New Jersey, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Court of Errors and Appeals, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Roberts.

Ray Ingels, as Director of the Motor Vehicle Department of the State of California, et al., Appellants,
456 vs.
Howard Morf, Doing Business Under the Firm Name and Style of Pacific Wholesale Automobile Company, et al.

Appeal from the District Court of the United States for the Southern District of California.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of California, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Stone.

Swayne and Hoyt, Ltd., Gulf Pacific Mail Line, Ltd., and Luckenbach Gulf Steamship Company, Inc., Appellants,
494 vs.
The United States of America.

Appeal from the District Court of the United States for the District of Columbia.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the District of Columbia, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Stone.

Dissenting: Mr. Justice Sutherland.

The People of the State of New York ex rel. Annie Cohn, Appellant,
404 vs.
Mark Graves, John J. Merrill and John P. Hennessey, as Commissioners Constituting the State Tax Commission of the State of New York.

Appeal from the Supreme Court of the State of New York, Albany County.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of New York, Albany County, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Stone.

Dissenting opinion by Mr. Justice Butler in which Mr. Justice McReynolds concurs.

Legh R. Powell, Jr., and Henry W. Anderson, as Receivers of the Properties and Assets of Seaboard Air Line Railway Company, Appellants,
295 vs.
The United States of America, et al.

Appeal from the District Court of the United States for the Southern District of Georgia.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Georgia, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

Mr. Justice Cardozo is of the opinion that the decree should be modified by striking the counterclaim of the intervening defendant, and, as so modified, affirmed.

Mr. Justice Brandeis and Mr. Justice Stone took no part in the consideration or decision of this case.

The Henderson Company, Appellant,
397 vs.
Ernest O. Thompson, C. V. Terrell and Lon A. Smith, etc., et al.

Appeal from the District Court of the United States for the Western District of Texas.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Texas, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brandeis.

Founders General Corporation, Petitioner,
398 vs.
James J. Hoey, Collector of United States Internal Revenue for the Second District of the State of New York.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Brandeis.

The United States, Petitioner,
330 vs.
Automatic Washer Company.

On writ of certiorari to the Court of Claims.

THIS CAUSE came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Claims for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

The United States of America,
Petitioner,
331 vs.
A. B. Leach & Co., Inc.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

Wilhelmina Sumi,
Petitioner,
406 vs.
Alsie M. Young.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Territory of Alaska.

Per Mr. Justice McReynolds.

Mr. Justice Stone and Mr. Justice Cardozo concur in the result.

Park L. Hoffman, Substituted for R. G. Holsing, Receiver of First National Bank of Boswell, Pennsylvania, Petitioner,
563 vs.
Henry I. Rauch, Administrator, Emiline B. Rauch, Late of Jenner Township, Somerset County, Pennsylvania.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

Aetna Life Insurance Company of Hartford, Connecticut, Petitioner,
446 vs.
Edwin P. Haworth and Cora M. Haworth.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Missouri for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

L. J. Lawrence, Guardian of Harry Newsome, Incompetent, Petitioner,
549 vs.
John A. Shaw and Others, Members of and Constituting the Board of Commissioners of Hertford County, et al.

On writ of certiorari to the Supreme Court of the State of North Carolina.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of North Carolina, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following orders of the Court:

New York Life Insurance Company and the American Surety Company, Appellants,
622 vs.
James A. Alexander, Executor of the Last Will and Testament of Margaret W. Boling, Bertha Livingston and Anna Rickles.

Appeal from the Supreme Court of the State of Mississippi.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Mississippi, and on motion to dismiss or affirm which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the reason that the judgment sought here to be reviewed is based upon a non-federal ground adequate to support it.

Per Mr. Chief Justice Hughes.

J. L. Bunger, Appellant,
692 vs.
The Town of Green River, Wyoming.

Appeal from the Supreme Court of the State of Wyoming.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Wyoming, and on motion to dismiss which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

William W. Vaughan, et al., Co-partners, Doing Business Under the Firm Name and Style of Vaughan & Company, Appellants,
693 vs.
The State of New York.

Appeal from the Court of Claims of the State of New York.

THIS CAUSE came on to be heard on the transcript of the record from the Court of Claims of the State of New York, and on motion to dismiss which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Peter K. Markmann Funeral Home, Inc., Appellant, vs. John J. Ryan.

Appeal from the Supreme Court of the State of Pennsylvania.

698

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Pennsylvania, and on motion to dismiss or affirm which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

City Bus Company, Appellant, vs. State of Mississippi.

584

ON CONSIDERATION of the motion to reinstate the appeal in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

City Bus Company, Appellant, vs. State of Mississippi.

584

Appeal from the Supreme Court of the State of Mississippi.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Mississippi, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed (1) for the want of a substantial federal question; (2) insofar as a question is sought to be raised under the Fourteenth Amendment, for the want of a properly presented federal question.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the clerk and will not be announced orally."

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Harold L. Ickes, Secretary of
the Interior, Petitioner,
266 vs.
Mazine Z. Fox, et al.;

Harold L. Ickes, Secretary of
the Interior, Petitioner,
267 vs.
Phillip Louis Parks, et al.; and

Harold L. Ickes, Secretary of
the Interior, Petitioner,
268 vs.
Jacob F. Ottmuller.

It is ordered by this Court that the opinion of this Court in these cases, be, and it hereby is, amended as follows:

That the word "so" in line 6 from the bottom of page 1 be transposed to follow the word "suits" in the same line; and that there be inserted between the words "affect" and "the" in line 6 from the bottom of page 1, the words "the extent or measure of the rights of the respective respondents or" so that the sentence will read: "The allegations of the three second-amended bills of complaint differ in some particulars; but whether these differences will affect the extent or measure of the rights of the respective respondents or the final disposition of the suits so as to require unlike decrees, we do not determine."

The petition for rehearing is denied.

Per Mr. Chief Justice Hughes.

Lulu Mignon Murphy, Petitioner,

105 vs.

S. S. Murphy (and wife) Alice K. Murphy.

ON CONSIDERATION of the motion for an order requiring the clerk of the Supreme Court of the State of California to certify the record in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Sanacory, Petitioner,

511 vs.

The People of the State of New York.

ON CONSIDERATION of the motion for leave to file a second petition for rehearing in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Michael J. Dugan and Denis M. Creeden,
Co-partners, doing business under the
firm name of Creeden Tobacco Company,

Appellants,

690 vs.

H. Styles Bridges, Governor of the
State of New Hampshire, et al.

In this case probable jurisdiction is noted.

Mr. Chief Justice Hughes.

Michael J. Dugan and Denis M. Creeden,
Co-partners doing business under the
firm name of Creeden Tobacco Company,
Appellants,

690 vs.

H. Styles Bridges, Governor of the
State of New Hampshire, et al.

ON CONSIDERATION of the motion to substitute Walter M. White and William A. Jackson, members of the State Liquor Commission, as appellees herein in place of William M. Marcotte, Jr., and Bernard B. Chase, respectively,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted. Further consideration of said motion, insofar as it requests the substitution of Francis P. Murphy, Governor of the State of New Hampshire, for H. Styles Bridges, is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

The National Fertilizer Association,
Inc., et al., Appellants,

731 vs.

W. W. Bradley, Individually, etc., et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The United States of America, et al.,
Appellants,

734 vs.

American Sheet & Tin Plate Company, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Phillips Pipe Line Company, Appellant,

712 vs.

The State of Missouri.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Max Shulman, Bernard Shulman and
Meyer Abrams, Petitioners,

688 vs.

Wilson-Sheridan Hotel Company,
Chelsea Hotel Company, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States,
Petitioner,

637 vs.

S. Davis Wilson, David E. Kaufman,
John A. McCarthy, et al.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Burr, Petitioner, — On petition for writ of certiorari
639 vs. — to the United States Circuit Court
The United States of America. — of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Burr, Petitioner, — On petition for writ of certiorari
640 vs. — to the United States Circuit Court
The United States of America. — of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Barney Gisnet, Petitioner, — On petition for writ of certiorari
641 vs. — to the United States Circuit Court
The United States of America. — of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Barney Gisnet, Petitioner,
642 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harry Minsky, Petitioner,
643 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harry Minsky, Petitioner,
644 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Pacific Company and John A. Negrich, Petitioners,	On petition for writ of certiorari to the District Court of Appeal
651 vs.	of the State of California, 3d
Harold Lahey, Graham Lahey, et al.	Appellate District.

ON CONSIDERATION of the petition for a writ of certiorari herein to the District Court of Appeal of the State of California, 3d Appellate District, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ruben Condenser Company and P. R. Mallory & Co., Inc., Petitioner.	On petition for writ of certiorari to the United States Circuit Court
653 vs.	of Appeals for the Second Circuit.
Copeland Refrigeration Corporation.	

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New York, Chicago & St. Louis Railroad Company, Petitioner,	On petition for writ of certiorari to the Appellate Court of the
665 vs.	State of Illinois, 1st District.
William E. Maher.	

ON CONSIDERATION of the petition for a writ of certiorari herein to the Appellate Court of the State of Illinois, 1st District, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

National Lock Co., Petitioner,
666 vs.
Floyd E. Thompson, Henry J. Brandt, Edgar J. Schoen and Karl C. Williams.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American-West African Line, Inc., Petitioner,
679 vs.
John A. Nelson.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles M. Hubbard, Petitioner,
645 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles H. Hubbard, Petitioner, — On petition for writ of certiorari
646 vs. — to the Court of Claims.
The United States.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Spurgeon L. Steverson, Debtor, Petitioner, — On petition for writ of certiorari
661 vs. — to the United States Circuit Court
Florrie G. Clark, and Other Creditors — of Appeals for the Fourth Circuit.
of Spurgeon L. Steverson.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chew Deck, Petitioner, — On petition for writ of certiorari
669 vs. — to the United States Circuit Court
Commissioner of Immigration and — of Appeals for the Second Circuit.
Naturalization, Port of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Adolph Kaufman, Henry Hotkin and Ivor H. Clark, as Trustee, etc., Petitioners,
673 vs.
United Shipyards, Inc., Formerly United Dry Docks, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Eisele & Company, Petitioner,
677 vs.
Becton, Dickinson & Co.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Reeves Manufacturing Company, Petitioner,
689 vs.
The Lome Company and the Stay-on Manufacturing Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lewis Luster, Surviving Executor of the Estate of Frank C. Hermann, Deceased, Petitioner,

695 vs.

Adolph L. Martin, David S. Kunnels and Gillette Rubber Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fidelity and Deposit Company of Maryland and O. D. Hadfield, Petitioners,

608 vs.

Corine Jones, a Minor, by Stella Francis Johnson, Her Guardian, et al.

On petition for writ of certiorari to the Supreme Court of the State of Arkansas.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Arkansas, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Great Northern Railway Company, Appellant,

20 vs.

State of Washington.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Midland Realty Company, Appellant,

217 vs.

Kansas City Power & Light Company.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Morley Construction Company,

et al., Petitioners,

325 vs.

Maryland Casualty Company.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America,

Petitioner,

329 vs.

John J. Giles.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Continental Mills, Inc., Petitioner,

572 vs.

The United States.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Catharine Ulrich Kabatt,

Petitioner,

619 vs.

The Board of Education of the City of Elmira.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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The United States of America,

Petitioner,

532 vs.

Morgan Belmont, et al., etc.

Motion to intervene submitted by Mr. Samson Selig for John R. Crews, temporary receiver of the assets in New York of Petrograd Metal Works, in support of the motion and by Mr. Solicitor General Reed for the United States in opposition thereto.

(order follows)

The United States of America,

Petitioner,

532 vs.

Morgan Belmont, et al., etc.

ON CONSIDERATION of the motion of John R. Crews, temporary receiver of the assets in New York of Petrograd Metal Works, for leave to intervene in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: The Filer and Stowell Co., et al., Petitioners.

—, Original.

Motion for leave to file petition for writ of certiorari submitted by Mr. William F. Hannan for the petitioners.

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District of Columbia, Petitioner,

103 vs.

Ethel Clawans.

Reargued by Mr. Raymond Sparks for the petitioner and by Mr. Seth W. Richardson for the respondent.

Harold H. Henneford, et al., members of the Tax Commission of the State of Washington,

Appellants,

418 vs.

Silas Mason Company, Inc., et al.

Reargument commenced by Mr. H. G. Sharpe for the appellants, and continued by Mr. B. H. Kizer for the appellees.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

TUESDAY, MARCH 2, 1937.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo.
Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. F. Ryan Duffy, It is ordered that Olin R. Moyle, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren R. Austin, It is ordered that James Brownlee, Esquire, of Springfield, State of Vermont, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William E. Borah, It is ordered that Geraint Humpherys, Esquire, of Montpelier, State of Idaho, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George H. Mahon, It is ordered that James B. H. Cullender, Esquire, of Roswell, State of New Mexico, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George H. Mahon, It is ordered that Harold Mathews LaFont, Esquire, of Plainview, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that Charles LaVerne Larzelere, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Miller, It is ordered that Jerome J. Screeton, Esquire, of Hazen, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Q. Tilson, It is ordered that Julian G. Straus, Esquire, of Memphis, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence Koenigsberger, It is ordered that Emanuel A. Stern, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Y. D. Mathes, It is ordered that Leon P. Howell, Esquire, of Beaumont, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore A. Hostetler, It is ordered that Amasa Hartwell Balcom, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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L. Gordon Hamersley,

Petitioner,

564 vs.

The United States.

Motion for an extension of time within which to file petition for rehearing submitted by Mr. Ralph Royall for the Petitioner.

L. Gordon Hamersley,

Petitioner,

564 vs.

The United States.

ON CONSIDERATION of the motion to extend the time to May 17, next, within which to file a petition for rehearing in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Harold H. Henneford, et al., Members of the Tax Commission of the State of Washington, Appellants,

418 vs.

Silas Mason Company, Inc., et al.

Reargument continued by Mr. B. H. Kizer for the Appellees and concluded by Mr. R. G. Sharpe for the Appellants.

Jose Matos, Petitioner,

227 vs.

Alonso Hermanos, et al.,

Argued by Mr. Nelson Gammans for the Petitioner and by Mr. Francis H. Dexter for the Respondents.

City of Holton, Appellant,

491 vs.

Kansas State Bank, Holton, Kansas, et al.

Argument commenced by Mr. Albert M. Cole for the Appellant. The Court declined to hear further argument.

Guy S. Martin, Petitioner,

500 vs.

National Surety Company, et al.

Argument commenced by Mr. Richard S. Bull for the Petitioner and continued by Mr. J. M. Cunningham, Jr., for the Respondents.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

WEDNESDAY, MARCH 3, 1937.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo.
Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Claude A. Fuller, It is ordered that Hal C. Douglas, Esquire, of Fayetteville, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Lemke, It is ordered that Ted Dalton, Esquire, of East Radford, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. H. Williams, It is ordered that T. X. Parsons, Esquire, of Roanoke, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George H. Mahon, It is ordered that Harper MacFarlane, Esquire, of San Antonio, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bernard J. Gallagher, It is ordered that Michael M. Platzman, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Lemke, It is ordered that S. S. Lambeth, Jr., Esquire, of Bedford, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bernard J. Gallagher, It is ordered that Benjamin A. Wilder, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. H. Williams, It is ordered that S. V. Kemp, Esquire, of Lynchburg, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Guy S. Martin, Petitioner,
500 vs.
National Surety Company, et al.

Argument continued by Mr. J. H. Cunningham, Jr., for the Respondents and concluded by Mr. Richard S. Bull for the Petitioner.

The Atchison, Topeka and Santa Fe
Railway Company, Petitioner,
505 vs.
William W. Scarlett.

Argument commenced by Mr. H. K. Lockwood and continued by Mr. Robert Brennan for the Petitioner; and by Mr. Louis E. Goodman for the Respondent; and concluded by Mr. Robert Brennan for the Petitioner.

Robert Page Wright, Bankrupt,

Petitioner,

530 vs.

Vinton Branch of the Mountain Trust
Bank of Roanoke, Virginia, et al.

Leave granted Mr. John Strickler to argue pro hac vice, for the Respondent, on motion of Mr. William Lemke in that behalf.

Robert Page Wright, Bankrupt,

Petitioner,

530 vs.

Vinton Branch of the Mountain Trust
Bank of Roanoke, Virginia, et al.

Three hours allowed for oral argument.

Argument commenced by Mr. S. S. Lambeth, Jr., for the Petitioner and continued by Mr. John Strickler, pro hac vice by special leave of the Court, for the Respondents.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, MARCH 4, 1937.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Louis A. Kohn, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold G. Mosier, It is ordered that Charles S. Druggan, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold G. Mosier, It is ordered that J. Paul McNamara, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wm. Marshall Bullitt, It is ordered that Buist M. Anderson, Esquire, of Hartford, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Seth W. Richardson, It is ordered that Franz U. Burkett, Esquire, of Portland, State of Maine, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Seth W. Richardson, It is ordered that Ralph W. Farris, Esquire, of Augusta, State of Maine, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mrs. Mary Connor Myers, It is ordered that Gladys A. Harrison, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Stanley Hinrichs, It is ordered that William Clarke Morris, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Robert Page Wright, Bankrupt, Petitioner,

530 vs.

Vinton Branch of the Mountain Trust

Bank of Roanoke, Virginia, et al.

Argument continued by Mr. Elmer McClain for the Petitioner; by Mr. T. X. Parsons for the Respondents; and concluded by Mr. William Lemke for the Petitioner.

The United States of America, Petitioner,

532 vs.

Morgan Belmont and Eleanor R. Belmont,

as Executors, etc.

Argued by Mr. Solicitor General Reed and Mr. David E. Hudson for the Petitioner, and by Mr. C. W. Nickersham for the Respondents.

John Boseman, Petitioner,

531 vs.

Connecticut General Life

Insurance Company.

Argument commenced by Mr. Leon P. Howell for the Petitioner.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

FRIDAY, MARCH 5, 1937.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George A. King, It is ordered that Edgar R. Kraetzer, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Fahy, It is ordered that Philip Levy, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph S. Clark, It is ordered that Joseph S. Clark, Jr., Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul Koch, It is ordered that Wm. A. Seidl, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James F. Armstrong, It is ordered that Frank L. Hinckley, Esquire, of Providence, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George P. Barse, It is ordered that Lester H. Duquette, Esquire, of Kaiser, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
257 vs.
The Midland Mutual Life Insurance Company.

Motion for an extension of time within which to file petition for rehearing submitted by Mr. Wm. Marshall Bullitt for the Respondent.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
257 vs.
The Midland Mutual Life Insurance Company.

ON CONSIDERATION of the motion to extend the time to April 1 within which to file a petition for rehearing in this cause,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

John Boseman, Petitioner,

531 vs.

Connecticut General Life

Insurance Company.

Argument continued by Mr. Leon P. Howell for the Petitioner, by Mr. Wm. Marshall Bullitt for the Respondent, and concluded by Mr. Major T. Bell for the Respondent.

Bourjois, Inc., Appellant,

534 vs.

Clyde R. Chapman, George W.

Leadbetter, et al.

Argued by Mr. Asher Blum for the Appellant, and by Mr. Ralph W. Farris for the Appellees.

General Baking Company, Petitioner,

559 vs.

Luther A. Harr, (Successor to William D.

Gordon), Secretary of Banking for the

Commonwealth of Pennsylvania, etc., et al.

Argued by Mr. George E. Beechwood for the Petitioner, and by Mr. Joseph S. Clark, Jr., for the Respondents.

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Proclamation being made the Court is adjourned until Monday, next, at 12 o'clock.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George W. Dalzell, It is ordered that Robert M. Blair-Smith, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edgar J. Adams, It is ordered that Samuel Vigotsky, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Irwin N. Walker, It is ordered that Peter B. Atwood, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John S. Barbour, It is ordered that Charles Pickett, Esquire, of Fairfax, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gordon Dean, It is ordered that Sidney Goldman, Esquire, of Trenton, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The Chief Justice announced the following orders of the Court:

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Abe Blackman, Julius Blackman, Charles Scopp, et al., Appellants,
741 vs.
Clyde E. Stone, Individually and as Chairman and a Member of the State Officers Electoral Board of the State of Illinois, et al.

Appeal from the District Court of the United States for the Southern District of Illinois.

THIS CAUSE came on to be heard on the record from the District Court of the United States for the Southern District of Illinois, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, vacated, without costs to either party, upon the ground that the cause, so far as relief by injunction is sought, has become moot, but without prejudice to action by the District Court in relation to any matter which may remain in the cause.

Per Mr. Chief Justice Hughes.

City of Holton, Appellant,

491 vs.

Kansas State Bank, Holton, Kansas, Roy A. Haines, State Bank Commissioner, et al.

Appeal from the Supreme Court of the State of Kansas.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Kansas, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

Ex Parte: The Filer & Stowell Company and Henry Uihlein Realty Company,

Petitioners.

—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ida Wells, Petitioner,

761 vs.

George W. Wells.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ida Wells, Petitioner,

761 vs.

George W. Wells.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Albert A. Carmichael, Individually, etc., et al., Appellants,

724 vs.

Southern Coal & Coke Company.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Chester C. Dodge, Catherine L.
Baird, et al., Appellants,
713 vs.
Board of Education of the
City of Chicago, et al.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Great Lakes Transit Corporation,
Petitioner,
716 vs.
Interstate Steamship Company, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted, limited to the second question presented by the petition for writ of certiorari.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The First National Bank & Trust Company
of Bridgeport, Connecticut, Trustee,
Petitioner,
621 vs.
Francis E. Beach.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Choctaw Nation, Petitioner, — On petition for writ of certiorari

615 vs. — to the Court of Claims.

The United States and the Chickasaw Nation.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Halstead L. Ritter, — On petition for writ of certiorari

Petitioner, — to the Court of Claims.

663 vs.

The United States.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marcella Hornung, Minor, by Freda — On petition for writ of certiorari

Rudolph, Her Statutory Guardian, — to the United States Circuit Court

et al., Petitioners, — of Appeals for the Sixth Circuit.

678 vs.

The Louisville Trust Company, et al.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Elzada Williams, Administratrix of the Estate of Harry Williams, Deceased, Petitioner,
691 vs.
Terminal Railroad Association of St. Louis.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David I. Wainer, Allen M. Wainer, Mayjor Wainer, et al., Petitioners,
696 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John F. Jelke Company, Petitioner,
701 vs.
Julius F. Smietanka, as Former Collector of Internal Revenue of the United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rolland S. Trott and Borg-Warner Corporation, Petitioner,
702 vs.
Neal R. Cullen, Ward J. Thompson and Frank C. Cullen, a Co-partnership, Doing Business as Cullen-Thompson Motor Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary Hayes Guilfoil, Petitioner,
711 vs.
Adelaide M. Grady Hayes, in Her Own Right and as Executrix.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

S. S. Kresge Company, Petitioner,
714 vs.
Richard D. Sears, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

National Reserve Insurance Company of Illinois, Also Known as National Reserve Insurance Company, Petitioner,
725 vs.
Maggie Manzo.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mount Clemens Sugar Company, Petitioner,
728 vs.
Grand Trunk Western Railroad Company.

On petition for writ of certiorari to the Supreme Court of the State of Michigan.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Michigan, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George H. Barbour, et al., Petitioners,
718 vs.
C. C. Thomas, Receiver for the First National Bank - Detroit, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William F. Connolly, Receiver for the Detroit Bankers Company, Petitioner,
719 vs.
C. O. Thomas, Receiver for the First National Bank - Detroit.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ben Reuben, Petitioner,
655 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Barney Laven, Petitioner,
656 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Leonard Rollnick, Petitioner,
668 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States, Petitioner,
330 vs.
Automatic Washer Company.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Howard Preece, Petitioner,
623 vs.
The United States of America.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Alcograph Company, Petitioner,
649 vs.
Electrical Research Products, Inc., et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

O R D E R

The Court will take a recess from Monday, March 15, to Monday, March 29, next.

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Commonwealth of Kentucky,
Complainant,
8, Original. vs.
State of Indiana.

Report No. 14 of Defendant, State of Indiana, presented.

William Elmer Brown, Jr., Petitioner,
575 vs.
Edward J. O'Keefe, Receiver, etc.

Argued by Mr. Wm. Elmer Brown, Jr., for the Petitioner, and by Mr. George P. Barse for the Respondent.

State of Texas, Complainant,
—, Original. vs.
State of New York, et al.

Argument on the Motion for leave to file Bill of Complaint and the returns to the rule to show cause commenced by Mr. William McDraw for the Complainant, State of Texas; continued by Mr. Llewellyn A. Luke for the Complainant, State of Texas; by Mr. James J. Ronan for the Defendant, Commonwealth of Massachusetts; and by Mr. H. E. Carter for the Defendant, State of Florida.

The State of Texas, Complainant,
—, Original. vs.
The State of New York, et al.

On motion for leave to file bill of complain and rule to show cause.

THIS CAUSE came on to be heard on the motion for leave to file the bill of complaint and on the returns to the rule to show cause, and was argued by counsel.

ON CONSIDERATION whereof, It is ordered by this Court that the motion for leave to file the bill of complaint be, and the same is hereby, denied, without prejudice; and that the rule to show cause herein be, and the same is hereby, discharged.

Per Mr. Chief Justice Hughes.

Highland Farms Dairy, Incorporated,
and Luther W. High, Appellants,
573 vs.
J. P. Agnew, Chairman, et al., etc.

Argument commenced by Mr. Philip W. Rosenfeld for the Appellants, and continued by Mr. Edwin H. Gibson for the Appellees.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

TUESDAY, MARCH 9, 1937.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Howard M. Lutz, It is ordered that Edward H. P. Pronefield, Esquire, of Media, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard M. Lutz, It is ordered that Guy G. deFuria, Esquire, of Chester, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard M. Lutz, It is ordered that Louis Arthur Bloom, Esquire, of Chester, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard M. Lutz, It is ordered that C. William Kraft, Jr., Esquire, of Media, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard M. Lutz, It is ordered that William R. Toal, Esquire, of Media, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard M. Lutz, It is ordered that Mervyn Russell Turk, Esquire, of Chester, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard M. Lutz, It is ordered that E. Leroy van Roden, Esquire, of Media, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard M. Lutz, It is ordered that William Blake McClenachan, Jr., Esquire, of Chester, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard M. Lutz, It is ordered that Clement J. McGovern, Esquire, of Chester, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John M. F. Donovan, Jr., It is ordered that Daniel S. Murph, Esquire, of St. Matthews, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nathan A. Dobbins, It is ordered that Belford Vance Lawson, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nathan A. Dobbins, It is ordered that Theodore Moody Berry, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. B. Lovett, It is ordered that Anton P. Wright, Esquire, of Savannah, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Highland Farms Dairy, Incorporated,
and Luther W. High, Appellants,
573 vs.
J. P. Agnew, Chairman, et al., etc.

Argument continued by Mr. John S. Barbour for the Appellees and concluded by Mr. Lawrence Koenigsberger for the Appellants.

E. Pat Kelly, as Director of the Department
of Labor and Industries of the State of
Washington, et al., Petitioners,
552 vs.
State of Washington, on the realtion
of Foss Company, Inc., et al.

Argument commenced by Mr. W. A. Toner for the Petitioners; continued by Mr. Glenn J. Fairbrook for the Respondents; and concluded by Mr. Daniel Baker for the Petitioners.

Alaska Packers Association,

Petitioner,

558 vs.

Warren H. Pillsbury, as Deputy Commissioner, etc., et al.

Argued by Mr. Eugene M. Prince for the Petitioner, and by Mr. J. Frank Staley for the Respondents.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

WEDNESDAY, MARCH 10, 1937.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James Alexander Bell, It is ordered that Katherine E. Barkdull, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George W. Dalzell, It is ordered that Murray D. Welch, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. Barron, It is ordered that Martin M. Ward, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wilbur C. Pickett, It is ordered that Jacob Colman, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The United States of America,

Petitioner,

562 vs.

Harry J. Madigan.

Argued by Mr. Wilbur C. Pickett for the Petitioner, and by Mr. Jordan R. Bentley for the Respondent.

Southern Natural Gas Corporation,

et al., Appellants,

570 vs.

State of Alabama.

Argument commenced by Mr. Forney Johnston for the Appellants; continued by Mr. Frontis H. Moore for the Appellee; and concluded by Mr. Joseph F. Johnston for the Appellants.

Galen H. Welch, Former Collector of

Internal Revenue, etc., Petitioner,

602 vs.

Obispo Oil Co.

Argument commenced by Mr. J. Louis Monarch for the Petitioner and continued by Mr. Joseph D. Peeler for the Respondent.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, MARCH 11, 1937.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William S. Ervin, It is ordered that Frank J. Williams, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Golden W. Bell, It is ordered that William R. McWood, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward S. Greenbaum, It is ordered that Theodore S. Jaffin, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund M. Toland, It is ordered that Mary T. Denman, of Latrobe, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund M. Toland, It is ordered that David N. Denman, Esquire, of Latrobe, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph K. Moyer, It is ordered that Lewis T. Matlack, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Norman J. Morrisson, It is ordered that Ely Eber, Esquire, of Rochester, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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United States, ex relatione, Girard
Trust Company, Trustee, etc.,

Petitioner,

285 vs.

Guy T. Helvering, Commissioner
of Internal Revenue.

Motion for leave to file petition for rehearing submitted by Mr. H. C. Kilpatrick for the Petitioner.

Robert G. Stone, et al., Petitioners,
202, O.T. 1935 vs.
Thomas W. White, Former Collector, etc.

Motion for leave to file petition for rehearing submitted by Mr. Donald Hunter for the Petitioners.

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Galen H. Welch, Former Collector
of Internal Revenue, etc., Petitioner,
602 vs.
Obispo Oil Co.

Argument continued by Mr. Joseph D. Peeler for the Respondent, and concluded by Mr. J. Louis Monarch for the Petitioner.

The United States of America,
Petitioner,
600 vs.
George W. Norris.

Argued by Mr. Charles E. Wyzanski, Jr., for the Petitioner, and by Mr. William E. Shuman for the Respondent.

Carl F. Stroehmann, et al.,
Petitioners,
599 vs.
Mutual Life Insurance Company of New York.

Argued by Mr. George H. Hafer for the Petitioners and by Mr. Wm. Marshall Bullitt for the Respondent.

Henry E. Oppenheimer, Petitioner,

588 vs.

The Harriman National Bank and
Trust Company of the City of
New York, et al.; and

The Harriman National Bank and
Trust Company of the City of New
York, Petitioner,

670 vs.

Henry E. Oppenheimer.

Argument commenced by Mr. E. S. Greenbaum for Oppenheimer.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

FRIDAY, MARCH 12, 1937.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Milton T. Broome, It is ordered that Herbert P. Leeman, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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State of Texas,
Complainant,
—, Original. vs.
State of Florida, et al.

Motion for leave to file Bill of Complaint submitted by Mr. William McCraw for the Complainant.

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Henry E. Oppenheimer,

Petitioner,

588 vs.

The Harriman National Bank and
Trust Company of the City of
New York, et al.; and

The Harriman National Bank and
Trust Company of the City of
New York, Petitioner,

670 vs.

Henry E. Oppenheimer.

Argument continued by Mr. E. S. Greenbaum for Oppenheimer and concluded by Mr. Martin Conboy for Harriman National Bank and Trust Company, et al.

Max Sonzinsky, Petitioner,

614 vs.

The United States of America.

Argued by Mr. Harold J. Bandy for the Petitioner and by Mr. Assistant Attorney General Brien McMahon for the Respondent.

American Propeller and Manufac-
turing Company, Petitioner,

605 vs.

The United States.

Argument commenced by Mr. J. Kemp Bartlett for the Petitioner; continued by Mr. J. Louis Monarch for the Respondent; and concluded by Mr. Edgar Allan Poe for the Petitioner.

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Proclamation being made the Court is adjourned until Monday, March 15, next, at 12 o'clock.

MONDAY, MARCH 15, 1937.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Claude A. Fuller, It is ordered that Ab B. Arbaugh, Esquire, of Jasper, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that B. W. Tipton, Esquire, of Electra, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Guernsey Orcutt, It is ordered that Egbert Robertson, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Guernsey Orcutt, It is ordered that James C. Spence, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Percival Marshall, It is ordered that John Weaver, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hollins N. Randolph, It is ordered that Peter S. Twitty, Esquire, of Dublin, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

William Whitlock Brush, Petitioner,
451 vs.
Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

Mr. Justice Stone and Mr. Justice Cardozo concur in the result.

Dissenting opinion by Mr. Justice Roberts in which Mr. Justice Brandeis joins.

The Chief Justice announced the following orders of the Court:

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People of the State of Illinois, ex
rel. Jessie De Bardas, for and on Be-
half of Simon De Bardas, Relator,
Appellant,
742 vs.
John Toman, Sheriff of Cook County.

ON CONSIDERATION of the motion for leave to file the statement as to jurisdiction in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Peopel of the State of Illinois, ex
rel. Jessie De Bardas, for and on
Behalf of Simon De Bardas, Relator,
Appellant,
742 vs.
John Toman, Sheriff of Cook County.

Appeal from the Supreme Court of the State of Illinois.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and on motion to dismiss which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

People of the State of Illinois, ex rel. Jessie De Bardas, for and on Behalf of Simon De Bardas, Relator, Appellant,

742 vs.

John Toman, Sheriff of Cook County.

Appeal from the Supreme Court of the State of Illinois.

Treating the appeal papers herein from the Supreme Court of the State of Illinois as an application for a writ of certiorari;

On consideration whereof, it is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lina Singer, Appellant,

758 vs.

The People of the State of Illinois, ex rel. John S. Rusch, Relator.

Appeal from the Supreme Court of the State of Illinois.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the reason that the judgment of the Supreme Court of the State of Illinois, sought here to be reviewed, is based upon a non-federal ground adequate to support it.

Per Mr. Chief Justice Hughes.

The State of Texas, Complainant,

—, Original. vs.

The State of Florida, et al.

ON CONSIDERATION of the motion for leave to file the bill of complaint herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted, and process is ordered to issue returnable May 17, 1937.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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The Commonwealth of Kentucky,

Complainant,

8, Original. vs.

The State of Indiana, et al.

Report No. 14 of the Defendant, State of Indiana, is received and ordered filed.

Per Mr. Chief Justice Hughes.

Leila Zimmern, et al., Petitioners,

770 vs.

The United States of America.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Leila Zimmern, Samuel Joseph Zimmern, Jr., Janice Zimmern and Samuel Zimmern, Petitioners,

770 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John O. Nelson, Petitioner,

772 vs.

Henry M. Cummings.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John O. Nelson, Petitioner,

772 vs.

Henry M. Cummings.

On petition for writ of certiorari to the Supreme Court of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States, ex relatione, Girard Trust Company, Trustee Under the Will of John A. Brown, Jr., Deceased,

Petitioner,

285 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

ON CONSIDERATION of the motion for leave to file and the petition for rehearing in this case,

IT IS ORDERED by this Court that the said motion for leave to file and the petition for rehearing be, and the same are hereby, granted. The order entered on December 7, 1936, denying the petition for certiorari is vacated and the petition for certiorari in this case is granted.

Per Mr. Chief Justice Hughes.

United States, ex relatione, Girard Trust Company, Trustee Under the Will of John A. Brown, Jr., Deceased, Petitioner,

285 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Robert G. Stone and Carrie M. Stone, Trustees Under will of Galen L. Stone, Petitioners,

202 O.T. 1935 vs.

Thomas W. White, Former Collector of Internal Revenue at Boston, Massachusetts.

ON CONSIDERATION of the motion for leave to file and the petition for rehearing in this case,

IT IS ORDERED by this Court that the said motion for leave to file and the petition for rehearing be, and the same are hereby, granted. The orders heretofore entered on October 14, 1935, and December 7, 1936, denying the petition for certiorari and petition for rehearing are vacated and the petition for certiorari in this case is granted.

Per Mr. Chief Justice Hughes.

Robert M. Stone and Carrie M. Stone,
Trustees Under Will of Galen L. Stone,
Petitioners,
202 O.T. 1935 vs.
Thomas W. White, Former Collector of
Internal Revenue at Boston, Massachusetts.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

A. A. Carmichael, Attorney General of
the State of Alabama, et al.,
Appellants,
797 vs.
Gulf States Paper Corporation.

In this case probable jurisdiction is noted. The case is assigned for hearing immediately following No. 724.

Per Mr. Chief Justice Hughes.

Old Colony Trust Company, Trustee,
Petitioner,
703 vs.
Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Nathan Lipson, Petitioner,

721 vs. Order allowing certiorari.

Socony Vacuum Corporation.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Nathan Lipson, Petitioner,

722 vs. Order allowing certiorari.

Standard Oil Company of New York, Inc.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Nat Rogan, Collector of Internal Revenue for the Sixth District of California, Petitioner, — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

676 vs.

Ventura Consolidated Oil Fields.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fidelity & Deposit Company of Maryland and United States Fidelity & Guaranty Company, Petitioners,
697 vs.
Lillie Mathews Tucker Brock.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Heller Brothers Company of Newcomerstown, Petitioner,
704 vs.
Ralph A. Lind, Regional Director for the Eighth Region of National Labor Relations Board, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Brown Shoe Company, Inc., Petitioner,
705 vs.
J. Warren Madden, Edwin S. Smith and Donald Wakefield Smith.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bethlehem Shipbuilding Corporation, Ltd., Petitioner,
706 vs.
J. Warren Madden, Edwin S. Smith and Donald Wakefield Smith.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Beaver Mills, Petitioner,
707 vs.
J. Warren Madden, Edwin S. Smith and Donald Wakefield Smith.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. C. Pilgrim, et al., Petitioners,
708 vs.
J. Warren Madden, Edwin S. Smith and Donald Wakefield Smith.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. C. Lawrence Leather Company, Petitioner,
709 vs.
J. Warren Madden, John M. Carmody and Edwin S. Smith, Constituting the National Labor Relations Board and Individually.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cabot Manufacturing Company, Petitioner,
710 vs.
J. Warren Madden, John M. Carmody and Edwin S. Smith, Constituting the National Labor Relations Board and Individually.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hatfield Wire and Cable Company,
Petitioner,
744 vs.
Elinore M. Herrick, Regional Director for the Second Region of National Labor Relations Board, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Nastia Poliakova, Petitioner,
715 vs.
Compagnie Generale Transatlantique.

On petition for writ of certiorari to the Supreme Court of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. A. Nord, Ben Hodges, Paul Atwater, et al., Petitioners,
723 vs.
James J. Griffin.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Norman C. Norman, Petitioner,
727 vs.
Consolidated Edison Company of New York, Inc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

F. E. Keeler, Petitioner,
729 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Peavy-Byrnes Lumber Company,
Petitioner,
730 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United Chromium, Incorporated,
Petitioner,
733 vs.
General Motors Corporation, The New Departure Manufacturing Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Reese Brooks,
Petitioner,
737 vs.
Southern Railway Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Percy Manufacturing Co., Inc., and New York Rapid Transit Corporation,
Petitioners,
746 vs.
David Tulchin.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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Proclamation being made the Court is adjourned until Monday, March 29, next, at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Edward First, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Paul Whitcomb Williams, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Alfred C. Munger, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Samuel A. McCain, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wm. Elmer Brown, Jr., It is ordered that Harry Miller, Esquire, of Atlantic City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry Friedman, It is ordered that Murry C. Becker, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thurman W. Arnold, It is ordered that Lewis Cochran Cassidy, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thurman W. Arnold, It is ordered that Edward S. Stimson, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank W. Dahn, It is ordered that Samuel William Zerman, Esquire, of Weehawken, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank W. Dahn, It is ordered that Herman Siegel, Esquire, of Union City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter H. Pollak, It is ordered that Sidney A. Wolff, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Rigby, It is ordered that Arthur H. Lee, Esquire, of Enid, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Rigby, It is ordered that Elza Charles Johnson, Esquire, of Chevy Chase, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. L. Richardson, It is ordered that F. A. Blanche, Esquire, of Baton Rouge, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert H. Connor, It is ordered that Carl B. Fritsche, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry J. Gerrity, It is ordered that Orin deMotte Walker, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that J. Turner Butler, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Townsend, It is ordered that Robert Piza Weil, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Morrison Shafroth, It is ordered that Richard E. Conour, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dawes E. Brisbine, It is ordered that Leslie Jensen, Esquire, of Hot Springs, State of South Dakota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dawes E. Brisbine, It is ordered that Dwight Ezra Campbell, Esquire, of Aberdeen, State of South Dakota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank W. Dahn, It is ordered that Ralph F. Merchant, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Harold H. Henneford, Thomas S. Hedges and T. M. Jenner, Members of the Tax Commission of the State of Washington,
Appellants,

vs.

Silas Mason Company, Inc., Walsh Construction Company, Guy F. Atkinson, et al.

Appeal from the District Court of the United States for the Eastern District of Washington.

418

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Washington, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Guy S. Martin, Petitioner,
500 vs.
National Surety Company, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of appeals for the Eighth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Missouri.

Per Mr. Justice Cardozo.

William Elmer Brown, Jr.,
Petitioner,
575 vs.
Edward J. O'Keefe, Receiver of the
Union National Bank of Atlantic City, N. J.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of New Jersey for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Highland Farms Dairy, Incorporated, and Luther W. High, Appellants,
573 vs.
J. P. Agnew, Chairman, Kone Brugh, and T. R. Snavely, as Members of the Milk Commission of the Commonwealth of Virginia.

Appeal from the District Court of the United States for the Eastern District of Virginia.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Virginia, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Cardozo.

Dissenting in part and concurring in part: Mr. Justice Van Devanter, Mr. Justice McReynolds, Mr. Justice Sutherland, and Mr. Justice Butler.

The United States of America, Petitioner,
600 vs.
George W. Norris.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed, and the judgment of the District Court affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Nebraska for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

The United States of America,
Petitioner,
562 vs.
Harry J. Madigan.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of California for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Max Sonzinsky, Petitioner,
614 vs.
The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Illinois.

Per Mr. Justice Stone.

The Virginian Railway Company, Petitioner, vs. System Federation No. 40, Railway Employees Department of the American Federation of Labor, etc., et al.

324

On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Virginia.

Per Mr. Justice Stone.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Tex-Penn Oil Company.

207

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Butler.

Mr. Justice Cardozo concurs on the ground last stated in the opinion.

Mr. Justice Roberts took no part in the consideration or decision of this case.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. M. L. Benedum. 208

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Butler.

Mr. Justice Cardozo concurs on the ground last stated in the opinion.

Mr. Justice Roberts took no part in the consideration or decision of this case.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. F. B. Parriott. 209

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Butler.

Mr. Justice Cardozo concurs on the ground last stated in the opinion.

Mr. Justice Roberts took no part in the consideration or decision of this case.

The Atchison, Topeka and Santa Fe Railway Company, Petitioner, 505 vs. William M. Scarlett.

On writ of certiorari to the Supreme Court of the State of California.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Sutherland.

American Propeller and Manufacturing Company, Petitioner, 605 vs. The United States.

On writ of certiorari to the Court of Claims.

THIS CAUSE came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Claims with directions to enter judgment for petitioner, without an allowance of interest upon the counter-claim, in accordance with the opinion of this Court.

Per Mr. Justice Sutherland.

Robert Page Wright, Bankrupt,
Petitioner,
530 vs.
Vinton Branch of the Mountain Trust
Bank of Roanoke, Virginia, and
A. C. Harris, Trustee.

On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Virginia for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

Jose Matos, Petitioner,
227 vs.
Alonso Hermanos, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs and the judgment of the Supreme Court of Puerto Rico affirmed; and that this cause be, and the same is hereby, remanded to the Supreme Court of Puerto Rico.

Per Mr. Justice McReynolds.

General Baking Company, Petitioner,
559 vs.
Luther A. Harr (Successor to William D. Gordon), Secretary of Banking for the Commonwealth of Pennsylvania, etc., et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

Carl F. Stroehmann and Lycoming Trust Company, Trustee, Petitioners,
599 vs.
Mutual Life Insurance Company of New York.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs and the decree of the District Court affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Middle District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

Etienne Dugas, Petitioner,
340 vs.
American Surety Company of New York.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Louisiana.

Per Mr. Justice Van Devanter.

Dissenting: The Chief Justice and Mr. Justice Cardozo.

Mr. Justice Stone did not participate in the consideration or decision of this case.

West Coast Hotel Company, Appellant,
293 vs.
Ernest Parrish and Elsie Parrish, his Wife.

Appeal from the Supreme Court of the State of Washington.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Dissenting opinion by Mr. Justice Sutherland in which Mr. Justice Van Devanter, Mr. Justice McReynolds, and Mr. Justice Butler join.

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The Chief Justice announced the following order of the Court:

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Alf O. Whitmore, Appellant,
818 vs.
Salt Lake City, George M. Bacon, as State Engineer of the State of Utah, et al.

Appeal from the Supreme Court of the State of Utah.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Utah, and on motion to dismiss which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Alf O. Whitmore, Appellant,
818 vs.
Salt Lake City, George M. Bacon, as State Engineer of the State of Utah, et al.

Appeal from the Supreme Court of the State of Utah.

TREATING the appeal papers herein from the Supreme Court of the State of Utah as an application for a writ of certiorari;

ON CONSIDERATION WHEREOF, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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Mrs. Ella Alice Cartey, as Administratrix, etc., Petitioner,
815 vs.
The United States of America.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. Ella Alice Cartey, as Administratrix of the Estate of Ivan Cartey, Deceased, Petitioner,
815 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. Bertie Berry Jenkins, as Administratrix, etc., Petitioner,
816 vs.
The United States of America.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. Bertie Berry Jenkins, as Administratrix of the Estate of Asa Devers Berry, Deceased, Petitioner,

816 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Claude Wyant, Petitioner,

826 vs.

Samuel R. Caldwell, Receiver, etc.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Claude Wyant, Petitioner,

826 vs.

Samuel R. Caldwell, Receiver of Wellsburg Home Telephone Co.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Phillips Pipe Line Company,

Appellant,

712 vs.

The State of Missouri.

ON CONSIDERATION of the motion of the Attorney General of the State of Missouri to continue this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted, and the case is continued to the October Term, 1937.

Per Mr. Chief Justice Hughes.

Albert A. Carmichael, Individually and as Attorney General of the State of Alabama, et al., Appellants,

724 vs.

Southern Coal & Coke Company.

Albert A. Carmichael, Individually and as Attorney General of the State of Alabama, et al., Appellants,

797 vs.

Gulf States Paper Corporation.

ON CONSIDERATION of the motion of counsel for the appellants to postpone the hearing of these cases,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Albert A. Carmichael, Individually
and as Attorney General of the State
of Alabama, et al., Appellants,
724 vs.
Southern Coal & Coke Company.

Albert A. Carmichael, Individually
and as Attorney General of the State
of Alabama, et al., Appellants,
797 vs.
Gulf States Paper Corporation.

ON CONSIDERATION of the motions by counsel for the Appellees for modification of the injunctions granted by the District Court of the United States for the Middle District of Alabama.

IT IS ORDERED by this Court that the said motions be, and the same are hereby, granted. The orders to be settled on notice.

Per Mr. Chief Justice Hughes.

Silas Mason Company, Inc., et al.,
Appellants,
773 vs.
Tax Commissioners of the State
of Washington, et al.

David H. Ryan, Appellant,
774 vs.
The State of Washington, et al.

In these cases probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

C. R. Townsend, et al.,

Appellants,

781 vs.

M. J. Yeomans, Attorney General
of the State of Georgia, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Nolen R. Breedlove, Appellant,

777 vs.

T. Earl Suttles, as Tax Collector.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Railroad Commission of the State
of California, et al., Appellants,

804 vs.

Pacific Gas and Electric Company.

In this case probable jurisdiction is noted. Further consideration of the motion to affirm is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

A. A. Lewis and Company, Main and Lincoln Avenue Subdivision, Trust No. 1523, et al., Petitioners,

743 vs.

Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Aetna Insurance Company, Petitioner,

753 vs.

John M. Kennedy, 3d, to the Use of Anna L. Bogash.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Springfield Fire & Marine Insurance Company, Petitioner,

754 vs.

John M. Kennedy, 3d, to the Use of Anna L. Bogash.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Liverpool and London and Globe Insurance Company, Limited, Petitioner, vs. John M. Kennedy, 3d, to the Use of Anna L. Bogash. — Order allowing certiorari.

755

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Mantle Lamp Company of America, Petitioner, vs. Aluminum Products Company. — Order allowing certiorari.

765

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Chas. C. Steward Machine Company, Petitioner, vs. Harwell G. Davis, Individually and as Collector of Internal Revenue. — Order allowing certiorari.

837

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted, and the case is assigned for hearing immediately following Nos. 724 and 797.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Burdine C. Anderson, James E. Anderson, Frank C. Anderson, et al., Petitioners,

720 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

North German Lloyd, Petitioner,

726 vs.

Philip Elting, Collector of Customs, Port of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Compagnie Generale Transatlantique, Petitioner,

732 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

First National Bank of Fort Worth, Petitioner,
736 vs.
Virginia Oil Refining Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The St. Paul Fire and Marine Insurance Company (Subrogee of the United States of America), Petitioner,
738 vs.
New Orleans Coal and Bisso Towboat Company, by and Through Its Receiver, Joseph A. Bisso, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louisiana National Bank of Baton Rouge, Assignee of the Fluker Gravel Company, Petitioner,
739 vs.
New Orleans Coal and Bisso Towboat Company, by and Through its Receiver, Joseph A. Bisso, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Nathan Biegler, Petitioner,
740 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. D. Parker & Co., Inc.,
Petitioner;
748 vs.
Harry N. Guterman, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Ajax Pipe Line Company,
Petitioner,
749 vs.
Jesse E. Smith, Collector of Revenue for Greene County, Missouri, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Erie Railroad Company, Petitioner,
789 vs.
Horace Mizell, as Receiver of the Citizens National Bank & Trust Company of Hornell, New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. Pennington Pearson, as Sole Surviving Administrator of the Goods, Chattels and Credits of Frederick F. Ayer, Deceased, Petitioner,
694 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Albert R. Klein, Petitioner,
699 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Central Hanover Bank & Trust Company, Trustee for Lillia Babbitt Hyde, Under Will of Rebecca Babbitt, Petitioner,
717 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Freeman Hatfield, Petitioner,
745 vs.
John M. Guay, United States Marshal, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Continental Petroleum Company, Petitioner,
751 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hartford Accident and Indemnity Company, Petitioner,
756 vs.
Ernest L. Baugh.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Food Machinery Corporation, Petitioner,
759 vs.
Frank R. Schell, Rodney B. Harvey, Manatee River Bank & Trust Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Evelyn Picker and Myrtle Picker, Petitioners,
766 vs.
Irving Trust Company of America, as Trustee of United Cigar Stores Company of America, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Waco Development Company, Petitioner,
767 vs.
D. Gordon Rupe, Jr., and The Texas Hotel Securities Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William B. Welch, as Trustee in Bankruptcy of the Manneberry Motor Sales, Inc., etc., Petitioner,
768 vs.
John D. Larkin, et al., Individually and as Trustee of the Commercial Credit Trust.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Missouri-Kansas-Texas Railroad Company, Petitioner,
785 vs.
James L. Rowe.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New York Life Insurance Company,
Petitioner,
793 vs.
Agnes Kassly.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. Edelmann & Company,
Petitioner,
817 vs.
Triple-A Specialty Co.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Beeland Wholesale Company, et al.,
Petitioners,
802 vs.
Harwell G. Davis, Individually and
as Collector of Internal Revenue.

ON CONSIDERATION of the motion for injunction pendente lite in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Beeland Wholesale Company, et al., Petitioners,

802 vs.

Harwell G. Davis, Individually and as Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alpha Portland Cement Company, et al., Petitioners,

838 vs.

Harwell G. Davis, Individually and as Collector of Internal Revenue, et al.

ON CONSIDERATION of the motion for a temporary injunction in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alpha Portland Cement Company, et al., Petitioners,

838 vs.

Harwell G. Davis, Individually and as Collector of Internal Revenue, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wilhelmina Sumi,

Petitioner,

406 vs.

Alsie M. Young.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Aetna Life Insurance Company of Hartford, Connecticut,

Petitioner,

446 vs.

Edwin P. Haworth, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New York Life Insurance Company, et al., Appellants,

622 vs.

James A. Alexander, Executor, etc.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Reeves Manufacturing Company,

Petitioner,

689 vs.

The Lone Company, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: Albert E. Peirce,

Petitioner.

—, Original.

Motion for leave to file petition for writ of certiorari submitted by Mr. E. Ennalls Berl for the Petitioner.

Walter A. Kennedy, Petitioner, vs. Boston-Continental National Bank and Frederick S. Deitrick, Receiver. — On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

381

It appearing to the Court that counsel for the Petitioner have filed a motion to dismiss the writ of certiorari in this cause;

Therefore, in pursuance of said motion, it is ordered by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

*Federal Supp. 1, 1931 see 1932 Minutes p. 130
*Amended May 27, 1940 see 1939 Minutes p. 791.

SUPREME COURT OF THE UNITED STATES

No.---, October Term, 1930.

ORDER

It appearing to the Court that the Clerk, by direction of the Court or pursuant to an established practice, is supplying certain law schools, libraries, bar associations and others with copies of the printed papers in cases disposed of by this Court from the discarded papers of the members of this Court or from the surplus supply of such papers in his office.

And it appearing that the Clerk is now supplying these papers to maintain sets thereof in the following institutions:

Cornell University, Ithaca, New York,
Harvard Law School, Cambridge, Massachusetts.
Law Association of Philadelphia, Philadelphia, Pennsylvania.
San Francisco Law Library, San Francisco, California.
Yale University, New Haven, Connecticut.
University of Minnesota, St. Paul, Minnesota.
University of Louisville, Louisville, Kentucky.
Columbia University, New York City.
Lawyers Co-Operative Publishing Company, Rochester, New York.
West Publishing Company, St. Paul, Minnesota.
Association of the Bar, New York City.
Allegheny County Law Library, Pittsburgh, Pennsylvania.
Chicago Bar Association, Chicago, Illinois.
Connecticut State Library, Hartford, Connecticut.
Social Law Library, Boston, Massachusetts.
Cleveland Law Library, Cleveland, Ohio.
Michigan State Library, Lansing, Michigan.
State Library, St. Paul, Minnesota.
Indiana Supreme Court Library, Indianapolis, Indiana.
University of Chicago, Chicago, Illinois.

IT IS ORDERED by this Court that the Clerk is directed to continue in effect this service to the law schools, libraries, bar associations and others specified herein, subject to the further order of this Court.

Per Mr. Chief Justice Hughes.

June 1, 1931.

The Reeves Manufacturing Company,

Petitioner,

689 vs.

The Lone Company, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

O R D E R

IT IS ORDERED that the order dated June 1, 1931, directing the Clerk of this Court to furnish certain law schools, libraries, bar associations and others specified therein with printed papers in cases disposed of by this Court from the discarded papers of the members of the Court or from the surplus supply of such papers in his office be, and it hereby is, amended to include a similar service to the UNIVERSITY OF WASHINGTON LAW LIBRARY at Seattle, Washington, with the understanding that the law library specified herein shall receive the printed briefs of counsel only and that this authority does not extend to the furnishing of printed records.

Except as herein amended the order of June 1, 1931 shall remain unchanged.

(signed) CHARLES E. HUGHES,
Chief Justice.

March 27, 1937.

* Ordered June 1, 1931 ... [illegible]
* Amended May 25, 1940 ... [illegible]

Wendell Phillips Company,
Petitioner,
382 vs.
Boston-Continental National Bank, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

It appearing to the Court that counsel for the petitioner have filed a motion to dismiss the writ of certiorari in this cause;

Therefore, in pursuance of said motion, it is ordered by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

Michael J. Dugan and Denis M. Creeden, Co-partners, Doing business Under the Firm Name of Creeden Tobacco Company,
Appellants,
690 vs.
H. Styles Bridges, Governor of the State of New Hampshire, et al.

Appeal from the District Court of the United States for the District of New Hampshire.

It appearing to the Court that counsel for the appellants have filed a motion to dismiss the appeal in this cause:

Therefore, in pursuance of said motion, it is now here ordered by this Court, that the appeal herein be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

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Bernard Joseph Mumm,

Petitioner,

627 vs.

Jacob E. Decker & Sons.

Argued by Mr. Ralph F. Merchant for the Petitioner and by Mr. Maurice M. Moore for the Respondent.

Hiram Steelman, Trustee, etc.,

Petitioner,

638 vs.

All Continent Corporation.

Argument commenced by Mr. William D. Whitney for the Petitioner.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT;

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William S. Ervin, It is ordered that Joseph H. Colman, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor at Law, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Golden W. Bell, It is ordered that Richard L. Bird, Jr., Esquire, of Salt Lake City, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund M. Toland, It is ordered that David Lasker, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George J. Feldman, It is ordered that Jacob Spiegel, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Carl E. Mapes, It is ordered that Seth Q. Pulver, Esquire, of Owosso, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Patrick J. Cavanaugh, It is ordered that Michael J. Sporrer, Esquire, of Wilmette, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Albert A. Carmichael, et al.,

Appellants,

724 vs.

Southern Coal & Coke Company.

ORDER MODIFYING FINAL
INJUNCTION PENDING APPEAL

This cause came on to be heard on motion of Appellee, Southern Coal & Coke Company, for modification of the final injunction of the District Court of the United States for the Middle District of Alabama, and the same having been considered, it is ordered that the motion be granted, and

(1) That the First National Bank of Montgomery as depositary, pursuant to decree entered in the District Court of the United States for the Middle District of Alabama in this cause upon presentation of a written order signed by Southern Coal & Coke Company or its attorney of record pay to the Alabama Unemployment Compensation Commission such sum as appellee shall certify to said bank as constituting the contributions payable by appellee as an employer in respect to wages and salaries paid by appellee according to the provisions of the Alabama Unemployment Compensation Law for the calender year 1936 and now standing to the credit of appellee with said depositary bank.

(2) Neither this order nor the making of said payment to the Alabama Unemployment Compensation Commission shall waive or prejudice any rights of the parties in this cause.

Entered this 30th day of March, 1937.

CHARLES E. HUGHES

Chief Justice of the United States.

Albert A. Carmichael, et al.,

Appellants,

797 vs.

Gulf States Paper Corporation.

ORDER MODIFYING FINAL
INJUNCTION PENDING APPEAL

This cause came on to be heard on motion of appellee, Gulf States Paper Corporation, for modification of the final injunction of the District Court of the United States for the Middle District of Alabama, and the same having been considered, it is ordered that the motion be granted, and

(1) That the First National Bank of Montgomery as depositary, pursuant to decree entered in the District Court of the United States for the Middle District of Alabama in this cause upon presentation of a written order signed by Gulf States Paper Corporation or its attorney of record pay to the Alabama Unemployment Compensation Commission such sum as appellee shall certify to said bank as constituting the contributions payable by appellee as an employer in respect to wages and salaries paid by appellee according to the provisions of the Alabama Unemployment Compensation Law for the calendar year 1936 and now standing to the credit of appellee with said depositary bank.

(2) Neither this order nor the making of said payment to the Alabama Unemployment Compensation Commission shall waive or prejudice any rights of the parties in this cause.

Entered this 30th day of March, 1937.

CHARLES E. HUGHES

Chief Justice.

Hiram Steelman, Trustee, etc.,

Petitioner,

638 vs.

All Continent Corporation.

Argument continued by Mr. Wm. D. Whitney for the Petitioner; by Mr. Murry C. Becker for the Respondent; and concluded by Mr. Wm. D. Whitney for the Petitioner.

Reginald P. Ray,

Petitioner,

604 vs.

The United States of America.

Argued by Mr. Reynolds Robertson for the Petitioner, and by Mr. Gordon Dean for the Respondent.

The Great Atlantic & Pacific Tea Company, et al., Appellants,

652 vs.

Alice Lee Grosjean, Supervisor of Public Accounts, State of Louisiana, et al.

Argument commenced by Mr. Monte M. Lemann for the Appellants.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Joseph A. Padway, It is ordered that Isidore E. Goldberg, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Sutherland, It is ordered that Elbert P. Tuttle, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William E. Borah, It is ordered that Dean Driscoll, Esquire, of Boise, State of Idaho, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connolly, It is ordered that William Womack Heath, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edgar Bronson Tolman, It is ordered that William Browne Hale, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene P. Locke, It is ordered that John G. Meyburn, Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward P. Hodges, It is ordered that Harold Major, Esquire, of Anderson, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Guider, It is ordered that Duke M. Patrick, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Guider, It is ordered that Charles Sawyer, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Ben Reuben, Petitioner,

655 vs.

The United States of America.

Motion for extension of time within which to file petition for rehearing submitted by Mr. Irwin Geiger for the Petitioner.

Ben Reuben, Petitioner,

655 vs.

The United States of America.

ON CONSIDERATION of the motion to extend the time to and including April 9, next, within which to file a petition for rehearing in this cause,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

The Great Atlantic & Pacific Tea Company, et al., Appellants,

652 vs.

Alice Lee Grosjean, Supervisor of Public Accounts, State of Louisiana, et al.

Argument continued by Mr. Robert L. Wright for the Appellants and concluded by Mr. E. Leland Richardson for the Appellees.

First Bank Stock Corporation,

Appellant,

647 vs.

State of Minnesota.

Argued by Mr. Joseph M. Colman for the Appellant and by Mr. William S. Ervin and Mr. Frank J. Williams for the Appellee.

Paul Senn, Appellant,

658 vs.

Tile Layers Protective Union,

Local No. 5, et al.

Three hours allowed for oral argument.

Argument commenced by Mr. Leon B. Lamfrom for the Appellant.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Shelby S. Faulkner, It is ordered that Roy Neal McMillan, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph B. Brennan, It is ordered that John A. Chambliss, Jr., Esquire, of Chattanooga, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Andrew Penn Martin, It is ordered that George H. P. Lacey, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Stanley, It is ordered that William P. Arnold, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Stanley, It is ordered that J. Edward Burroughs, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Meyer Abrams, It is ordered that C. S. Bentley Pike, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Meyer Abrams, It is ordered that Max Rittenberg, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eliot C. Lovett, It is ordered that Bennett E. Siegelstein, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bertram Wesley Gearhart, It is ordered that James J. Broz, Esquire, of Fresno, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The State of Texas,

Complainant,

12, Orig. vs.

The State of New Mexico, et al.

Ad interim Report of the Special Master herein submitted by Mr. Charles Warren.

Leonard Rollnick, Petitioner,

668 vs.

The United States of America.

Motion for extension of time within which to file petition for rehearing submitted by Mr. Challon B. Ellis for the Petitioner.

Leonard Rollnick, Petitioner,

668 vs.

The United States of America.

ON CONSIDERATION of the motion to extend the time to and including April 9, next, within which to file a petition for rehearing in this cause,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Paul Senn, Appellant,

658 vs.

Tile Layers Protective Union,

Local No. 5, et al.

Argument continued by Mr. Leon B. Lamfrom for the Appellant and concluded by Mr. Joseph A. Padway for the Appellees.

The Cincinnati Soap Company,

Petitioner,

659 vs.

The United States of America; and

Haskins Bros. & Co.,

Petitioner,

687 vs.

George M. O'Malley, Individually

and as Collector, etc.

Argument commenced by Mr. Alfred Bettman for the Petitioner in No. 659, and continued by Mr. Frederick H. Wood for the Petitioner in No. 687.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Jules Gilmer Korner, Jr., It is ordered that Thayer Burgess, Esquire, of Utica, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. T. D. Savage, It is ordered that Thomas Lanier Sawyer, Esquire, of Norfolk, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jules Gilmer Korner, Jr., It is ordered that George H. Kenny, Esquire, of Utica, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard S. Folsom, It is ordered that Matilda Fenberg, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert A. Jones, It is ordered that James F. Hart, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Garland S. Ferguson, Jr., It is ordered that Robert H. Jamison, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert E. Carter, It is ordered that Seth E. Tracy, Esquire, of Berkeley, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jas. W. Morris, It is ordered that Francis A. LeSourd, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The Cincinnati Soap Company,

Petitioner,

659 vs.

The United States of America; and

Haskins Bros. & Co.,

Petitioner,

687 vs.

George W. O'Malley, Individually
and as Collector, etc.

Argument concluded by Mr. Assistant Attorney General Jackson for the Respondents.

Anniston Manufacturing Company,

Petitioner,

667 vs.

Harwell G. Davis, Collector of Internal Revenue.

Three hours allowed for oral argument.

Argument commenced by Mr. Joseph B. Brennan for the Petitioner; continued by Mr. Solicitor General Reed and Mr. Assistant Attorney General Morris for the Respondent; and concluded by Mr. William A. Sutherland for the Petitioner.

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Proclamation being made the Court is adjourned until Monday, April 5, next, at 12 o'clock.

MONDAY, APRIL 5, 1937.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo.
Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Maury Maverick, It is ordered that Everett Lafayette Looney, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the COurt in this behalf by Mr. Maury Maverick, It is ordered that Victor W. Bouldin, Esquire, of Mineral Wells, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Maury Maverick, It is ordered that Thos. H. Abell, Esquire, of Wharton, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elden McFarland, It is ordered that Matthew J. Moran, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard P. Whiteley, It is ordered that Edward C. Park, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William P. Cole, Jr., It is ordered that J. G. Knight, Esquire, of Westminster, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. Thompson, It is ordered that Thomas V. Koykka, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Preston B. Kavanagh, It is ordered that Melvin L. Griffith, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wade H. Ellis, It is ordered that Richard Watkins Gordon, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene Mills Meacham, It is ordered that Lewis L. Stedman, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas A. Jenkins, It is ordered that George Badgley Marshall, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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District of Columbia,
Petitioner,
vs.
Ethel Clawans.

On writ of certiorari to the United States Court of Appeals for the District of Columbia.

103

THIS CAUSE came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause be, and the same is hereby, affirmed, and that the judgment of the Police Court of the District of Columbia be, and the same is hereby, reversed, each party to pay one-half of the costs in this Court.

AND IT IS FURTHER ORDERED that this cause be, and the same is hereby, remanded to the said Police Court with instructions for a new trial, without a jury, in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Separate opinion by Mr. Justice McReynolds and Mr. Justice Butler.

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The Chief Justice said:

"The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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Ex Parte: Albert E. Peirce,
Petitioner.

—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte: William Paul Owens,

Petitioner.

—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of habeas corpus herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Texas, Complainant,

12, Orig. vs.

State of New Mexico, et al.

The Special Master having submitted an ad interim report under date of March 26, 1937, and it appearing therefrom that a stipulation has been entered into by the Attorney General and Assistant Attorney General of the State of Texas, the Assistant Attorney General of the State of New Mexico, and counsel for the Middle Rio Grande Conservancy District, that stipulation being as follows:

> "Subject to the approval of the Supreme Court of the United States or of the Special Master, New Mexico, the Middle Rio Grande Conservancy District and the State of Texas, in conformity with S. B. 234 of the Legislature of the State of New Mexico, stipulate that any further proceedings in Original Cause No. 12, October Term 1936, be held in abeyance until the first day of October 1937, without prejudice to the rights of any party.";

and the Special Master having recommended the approval of the stipulation;

It is hereby ordered (1) that the above stipulation, filed with the report of the Special Master, be, and the same is hereby, approved, and the Attorneys for the State of Texas are directed to transmit a copy of this order to the Governor of the State of New Mexico; (2) that Charles Warren, the Special Master herein, be, and he is hereby, authorized to postpone hearings in this cause, at his discretion, until such date after October 1, 1937, and prior to January 15, 1938, as he shall determine.

Per Mr. Chief Justice Hughes.

Georgia Power Company,

Petitioner,

vs.

Tennessee Valley Authority.

ON CONSIDERATION of the motion for a limited stay of the order of the United States Circuit Court of Appeals for the Fifth Circuit and of the order of the District Court of the United States for the Northern District of Georgia in this cause,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United Gas Public Service Company,

Appellant,

807 vs.

State of Texas, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Elbert B. Lindsey and E. R. Lindsey,

Petitioners,

Order allowing certiorari.

660 vs.

State of Washington.

The petition herein for a writ of certiorari to the Supreme Court of the State of Washington is granted, limited to the question as to whether Chapter 114 of the Laws of Washington of 1935, as here applied, is invalid as an ex post facto law within the meaning of Art. 1, Sec. 10, of the Constitution. The case is assigned for hearing on Monday, May 3, 1937.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

D. W. McEachern, Administrator of the Estate of S. C. McEachern, Deceased, Petitioner,

750 vs.

J. T. Rose, Former Collector of Internal Revenue for the District of Georgia.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

A. M. Anderson, Receiver of the National Bank of Kentucky of Louisville, Petitioner,

803 vs.

Peter L. Atherton, Administrator of the Estate of John M. Atherton, Deceased, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

W. A. Thomas, Collector of Internal Revenue, Petitioner,

824 vs.

J. J. Perkins, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United

States Circuit Court of Appeals for the Fifth Circuit is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

F. A. D. Andrea, Inc., Petitioner,	On petition for writ of certiorari
806 vs.	to the United States Circuit Court
Radio Corporation of America.	of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Roberts took no part in the consideration or decision of this application.

Marathon Electric Manufacturing Corporation, Petitioner,	On petition for writ of certiorari
752 vs.	to the United States Circuit Court
Nathaniel S. Clark, as Regional Director and J. Warren Madden, et al., as National Labor Relations Board.	of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Producers Wool and Mohair Company, et al., Petitioners,
757 vs.
Charles Edmond Schauer.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carleton Simon, Marzialla Sisco and Harry Wallach, Petitioners,
760 vs.
C. O. Chambless, as Trustee of Trusco Company of Reading, Debtor, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Peter McDonnell, Domenic A. Aruda and American Surety Company of New York, Petitioners,
762 vs.
Harry M. Durning, Collector of Customs of the Port of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Waterford Irrigation District, Petitioner,
763 vs.
George F. Covell, George H. McKaig, E. A. Covell, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bourjois, Inc., Petitioner,
764 vs.
George J. McGowan, Individually and as Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Standard Oil Company, Petitioner,
771 vs.
Frank D. Fitzgerald, Secretary of State of the State of Michigan, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Daniel H. Burnham, Petitioner,
778 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Elijah W. Jamerson, Petitioner,
780 vs.
The Alliance Insurance Company of Philadelphia, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John E. Murphy,
Petitioner,
788 vs.
Sun Oil Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, ex rel. Maine Potato Growers & Shippers Association, et al., Petitioners,
796 vs.
Interstate Commerce Commission, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
257 vs.
The Midland Mutual Life Insurance Company.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. L. Bunger, Appellant,
692 vs.
The Town of Green River, Wyoming.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

O R D E R

The Court will take a recess from Monday, April 12, to Monday, April 26, next.

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Samuel B. Smith, Petitioner,

35 vs.

A. B. Hall, et al.; and

Samuel B. Smith, Petitioner,

36 vs.

James Manufacturing Company, et al.

Motion to substitute S. Harold Smith, Executor of the Estate of Samuel B. Smith, as the party Petitioner, submitted by Mr. Dean S. Edmonds for the Petitioner.

Samuel B. Smith, Petitioner,

35 vs.

A. B. Hall, et al.; and

Samuel B. Smith, Petitioner,

36 vs.

James Manufacturing Company, et al.

ON CONSIDERATION of the motion to substitute S. Harold Smith, Executor of the Estate of Samuel B. Smith, in place of Samuel B. Smith, deceased;

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted, and that S. Harold Smith, Executor, etc., be substituted as the party Petitioner in each of the above entitled cases in place of Samuel B. Smith.

Per Mr. Chief Justice Hughes.

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C. H. Murphy and J. I. Roberts Production Company, Petitioners,
747 vs.
Turman Oil Company, Railroad Commission of Texas, et al.

On petition for writ of certiorari to the Court of Civil Appeals of the State of Texas, 3d Supreme Judicial District.

It appearing to the Court that counsel for the Petitioners have filed a motion to dismiss the petition for writ of certiorari in this cause;

Therefore, pursuant to said motion, it is ordered by this Court that petition for writ of certiorari in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Max Shulman, et al.,
Petitioners,
688 vs.
Wilson-Sheridan Hotel Company, et al.

Argued by Mr. Meyer Abrams for the Petitioners and by Mr. C. S. Bentley Pike for the Respondents.

The National Fertilizer Association, Inc., et al., Appellants,
731 vs.
W. W. Bradley, Individually, etc., et al.

Argument commenced by Mr. W. C. McLain for the Appellants; continued by Mr. J. Ivey Humphrey and Mr. William C. Wolfe for the Appellees; and concluded by Mr. Daniel S. Murph for the Appellants.

S. Harold Smith, Executor of the
Estate of Samuel B. Smith,

Petitioner,

35 vs.

A. B. Hall, et al.; and

S. Harold Smith, Executor of the
Estate of Samuel B. Smith,

Petitioner,

36 vs.

James Manufacturing Company, et al.

Three hours allowed for oral argument.

Reargument commenced by Mr. Dean S. Edmonds for the Petitioner.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

TUESDAY, APRIL 6, 1937.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William P. Cole, Jr., It is ordered that Wilmer H. Driver, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William P. Cole, Jr., It is ordered that Wilson King Barnes, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William P. Cole, Jr., It is ordered that George Veasey Parkhurst, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph C. Bruce, It is ordered that John J. Reichman, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that C. H. Dukes, Esquire, of Valdosta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James P. McGovern, It is ordered that Frederick J. Lind, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry F. Ashurst, It is ordered that Allan K. Perry, Esquire, of Phoenix, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alfred L. Bennett, It is ordered that Myron Eldridge Wisch, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Carl E. Mapes, It is ordered that Arthur Edward Brown, Esquire, of St. Joseph, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Carl E. Mapes, It is ordered that Cornelius Wiarda, Esquire, of Grand Rapids, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John C. Donnally, It is ordered that Paul Speer, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. Darby, It is ordered that S. Lawrence Wheeler, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter C. Chandler, It is ordered that Frederick J. White, Esquire, of Somerville, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard F. Bresee, It is ordered that Jo C. Williamson, Esquire, of Urbana, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold G. Mozier, It is ordered that Wm. T. Arnos, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert A. Carmichael, It is ordered that Charles L. Rowe, Esquire, of Montgomery, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raymond Jones, It is ordered that Wayne A. Gleeten, Esquire, of Erie, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Al Philip Kane, It is ordered that John Jerome Manning, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Al Philip Kane, It is ordered that John F. O'Connell, Esquire, of Milford, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that F. Harold Dubord, Esquire, of Waterville, State of Maine, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert A. Carmichael, It is ordered that Peyton D. Bibb, Esquire, of Birmingham, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur P. Mullen, It is ordered that Cloyd L. Stewart, Esquire, of Clay Center, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward F. McClennen, It is ordered that Chester T. Lane, Esquire, of Alexandria, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mrs. Sophronia Jane Lasica, It is ordered that Earl C. Laningham, Esquire, of Pennington Gap, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Miss Laura Maria Berrien, It is ordered that Mamie Jackson, of Arlington, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

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George P. Davis, Petitioner,

567 vs.

Boston and Maine Railroad, et al.

Motion for leave to file petition for rehearing submitted by Mr. Edward F. McClennen for the Petitioner.

George P. Davis, Petitioner,

567 vs.

Boston and Maine Railroad, et al.

ON CONSIDERATION of the motion for leave to file a petition for rehearing in this cause,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chas. C. Steward Machine Company,

Petitioner,

837 vs.

Harwell G. Davis, Individually and

as Collector of Internal Revenue.

Motion for leave to appear and present oral argument on behalf of Edward F. McClellen and Jacob J. Kaplan as amici curiae, submitted by Mr. Edward F. McClellen.

Chas. C. Steward Machine Company,

Petitioner,

837 vs.

Harwell G. Davis, Individually and
as Collector of Internal Revenue.

ON CONSIDERATION of the motion of Mr. Edward F. McClellen for leave to appear and present oral argument as amicus curiae in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

S. Harold Smith, Executor of the Estate
of Samuel B. Smith, Petitioner,

35 vs.

A. B. Hall, et al.;

and

S. Harold Smith, Executor of the Estate
of Samuel B. Smith, Petitioner,

36 vs.

James Manufacturing Company, et al.

Reargument continued by Mr. Thomas G. Haight for the Respondents in No. 35; by Mr. H. A. Toulmin, Jr., for the Respondent in No. 36; and concluded by Mr. Albert L. Ely for the Petitioner.

The Ohio Bell Telephone Company,

Appellant,

539 vs.

The Public Utilities Commission of Ohio.

Four hours allowed for oral argument.

Argument commenced by Mr. W. H. Thompson and continued by Mr. Karl E. Burr for the Appellants.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

WEDNESDAY, APRIL 7, 1937.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Sam C. Cook, It is ordered that J. J. Breland, Esquire, of Sumner, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence Koenigsberger, It is ordered that Edwin Levisohn, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence Koenigsberger, It is ordered that Isidor Miner, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel Jacob Kaufman, It is ordered that Samuel J. Tucker, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel Jacob Kaufman, It is ordered that Herbert B. Shapiro, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Ohio Bell Telephone Company,

Appellant,

539 vs.

The Public Utilities Commission of Ohio.

Argument continued by Mr. Donald C. Power for the Appellees and concluded by Mr. W. W. Metcalf for the Appellees.

Albert A. Carmichael, Individually and as Attorney General of the State of Alabama, et al., Appellants,

724 vs.

Southern Coal & Coke Company; and

Albert A. Carmichael, Individually and as Attorney General of the State of Alabama, et al., Appellants,

797 vs.

Gulf States Paper Corporation.

Five and one-quarter hours allowed for oral argument.

Leave granted Appellee in No. 724 to file an additional brief within five days.

Argument commenced by Mr. Albert A. Carmichael for the Appellants; and continued by Mr. Borden Burr for the Appellee in No. 724 and by Mr. Forney Johnston for the Appellee in No. 797.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, APRIL 8, 1937.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harland F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Byron B. Harlan, It is ordered that John von Blum, Esquire, of Oberlin, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel H. Horne, It is ordered that James H. Christensen, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold B. Teegarden, It is ordered that Webb Rufus Clark, Esquire, of Dayton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Elbert B. Lindsey and E. R. Lindsey,

Petitioners,

660 vs.

The State of Washington.

IT IS ORDERED BY THIS COURT that Spencer Gordon, Esquire, of Washington, D. C., a member of the Bar of this Court, be appointed to serve as counsel for the Petitioners in this case.

Per Mr. Chief Justice Hughes.

Albert A. Carmichael, Individually and as Attorney General of the State of Alabama, et al.,

Appellants,

724 vs.

Southern Coal & Coke Company; and

Albert A. Carmichael, Individually and as Attorney General of the State of Alabama, et al.,

Appellants,

797 vs.

Gulf States Paper Corporation.

Argument continued by Mr. Forney Johnston for the Appellee in No. 797; and concluded by Mr. Peyton D. Bibb for the Appellants.

Charles C. Steward Machine Company,

Petitioner,

837 vs.

Harwell G. Davis, Individually and as Collector of Internal Revenue.

Five hours allowed for oral argument.

Argument commenced by Mr. William Logan Martin for the Petitioner, and continued by Mr. Charles E. Wyzanski, Jr., for the Respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

FRIDAY, APRIL 9, 1937.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Hugo L. Black, It is ordered that Rossie Rogers, Esquire, of Birmingham, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fritz G. Lanham, It is ordered that Raymond D. Wier, Esquire, of San Antonio, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Webster S. Achey, Esquire, of Doylestown, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. Russell Riordon, It is ordered that Robert D. Abbott, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Morgan G. Sanders, It is ordered that J. F. Cox, Jr., Esquire, of Sherman, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold B. Teegarden, It is ordered that William J. Corrigan, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Chas. C. Steward Machine Company,

Petitioner,

837 vs.

Harwell G. Davis, Individually and
as Collector of Internal Revenue.

Argument continued by Mr. Charles E. Wyzanski, Jr., and by Mr. Assistant Attorney General Jackson for the Respondent; and concluded by Mr. Niel P. Sterne for the Petitioner.

Leave granted Petitioner to file an additional brief within five days.

The United States of America,
et al., Appellants,

734 vs.

American Sheet & Tin Plate Company, et al.

Argument commenced by Mr. Daniel W. Knowlton for the Appellants.

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Proclamation being made the Court is adjourned until Monday, April 12, next, at 12 o'clock.

MONDAY, APRIL 12, 1937.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Daniel W. Knowlton, It is ordered that George Ajootian, Esquire, of Providence, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James A. Travis, It is ordered that Albin B. Voegele, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles H. Brown, It is ordered that Frank M. Nolan, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert P. Beasley, It is ordered that Constantine G. Economus, Esquire, of Youngstown, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Frank, It is ordered that James V. Leak, Esquire, of Longview, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Frank, It is ordered that S. P. Sadler, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Frank, It is ordered that William Burrow, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Frank, It is ordered that Garland Armstrong, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Frank, It is ordered that Henry A. Yeager, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Claude R. Porter, It is ordered that Clair E. Hamilton, Esquire, of Winterset, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James E. Horton, It is ordered that Melvin Belli, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph McGill, It is ordered that A. W. Norcop, Esquire, of El Paso, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Victor E. Anderson, It is ordered that R. A. Mccuat, Esquire, of Grand Rapids, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The Associated Press, Petitioner, vs. National Labor Relations Board. 365

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Justice Sutherland in which Mr. Justice Van Devanter, Mr. Justice McReynolds, and Mr. Justice Butler join.

Washington, Virginia and Maryland Coach Company, Petitioner,
469 vs.
National Labor Relations Board.

On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Butler.

National Labor Relations Board, Petitioner,
419 vs.
Jones & Laughlin Steel Corporation.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Dissenting opinion by Mr. Justice McReynolds in which Mr. Justice Van Devanter, Mr. Justice Sutherland, and Mr. Justice Butler join.

National Labor Relations Board, Petitioner, vs. Freuhauf Trailer Company. — On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

420

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Dissenting opinion by Mr. Justice McReynolds in which Mr. Justice Van Devanter, Mr. Justice Sutherland, and Mr. Justice Butler join.

National Labor Relations Board, Petitioner, vs. Freuhauf Trailer Company. — On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

421

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Dissenting opinion by Mr. Justice McReynolds in which Mr. Justice Van Devanter, Mr. Justice Sutherland, and Mr. Justice Butler join.

National Labor Relations Board,
Petitioner,
422 vs.
Friedman-Harry Marks Clothing Company, Inc.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Dissenting opinion by Mr. Justice McReynolds in which Mr. Justice Van Devanter, Mr. Justice Sutherland, and Mr. Justice Butler join.

National Labor Relations Board,
Petitioner,
423 vs.
Friedman-Harry Marks Clothing Company, Inc.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Dissenting opinion by Mr. Justice McReynolds in which Mr. Justice Van Devanter, Mr. Justice Sutherland, and Mr. Justice Butler join.

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The Chief Justice said:

"The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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Henry O. Hale, et al., Appellants,

832 vs.

The Iowa State Board of Assessment And Review.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The State of Ohio, ex rel. Carl Green, Petitioner,

849 vs.

Charles E. King, Clerk of the Court of Common Pleas, Franklin County, Ohio, et al.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Ohio, ex rel. Carl Green, Petitioner,

849 vs.

Charles E. King, Clerk of the Court of Common Pleas, Franklin County, Ohio, et al.

On petition for writ of certiorari to the Supreme Court of The State of Ohio.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ocean Beach Heights, Inc., Normandy Beach Development Company, et al., Petitioners,
787 vs.
The Brown-Crummer Investment Company, Town of North Miami, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

George A. Brett and D. W. Schreckengast and "Jane Doe" Schreckengast, His Wife, Petitioners,
735 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

People of the State of New York, ex rel. Hudson River Connecting Railroad Corporation, Petitioner,
775 vs.
State Tax Commission.

On petition for writ of certiorari to the Supreme Court of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

People of the State of New York, ex rel. Hudson River Connecting Railroad Corporation, Petitioner,

776 vs.

State Tax Commission.

On petition for writ of certiorari to the Supreme Court of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

San Antonio Utilities League, et al., Petitioners,

779 vs.

Southwestern Bell Telephone Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Moran Brothers Contracting Co., Inc., and The Travelers Insurance Company, Petitioners,

786 vs.

Angela Diomede, Widow of Nicholas Diomede, Anthony Diomede, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Richard M. Isenberg, Petitioner,
790 vs.
Homer S. Cummings, Attorney General of the United States, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sam Wilner, in His Own Right and as Administrator of the Estate of Meyer Wilner, Deceased, Petitioner,
791 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anna K. McQuilkin, Petitioner,
792 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Percy H. Johnston, Petitioner,
794 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomas D. Fitzpatrick,
Petitioner,
798 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

National Electric Products Corporation,
Petitioner,
805 vs.
Circle Flexible Conduit Co., Inc., and
Circle Wire & Cable Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

P. S. Gardner, Petitioner,
808 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Millicent Lund, Miriam Green and George Factor, Creditors of Colwood Company, Petitioners,
809 vs.
Colwood Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Vincent J. McMann, Petitioner,
810 vs.
David F. Engel, Lester J. Alexander, Charles F. Nichols, et al., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis J. Krensky, Receiver of the Circuit Court of Cook County, Illinois, Petitioner,

vs.

Richard W. Wolfe, Temporary Trustee of the Estate of the 188 Randolph Building Corporation, Debtor.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

811

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis J. Krensky, Receiver of the Circuit Court of Cook County, Illinois. Petitioner,

vs.

Richard W. Wolfe, Temporary Trustee of the Estate of the 188 Randolph Building Corporation, Debtor.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

812

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis J. Krensky, Receiver of the Circuit Court of Cook County, Illinois,
Petitioner,
vs.
Richard W. Wolfe, Temporary Trustee of the Estate of 188 Randolph Building Corporation, debtor.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

813

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis J. Krensky, Receiver of the Circuit Court of Cook County, Illinois,
Petitioner,
vs.
Richard W. Wolfe, Temporary Trustee of the Estate of 188 Randolph Building Corporation, Debtor.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

814

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anahma Realty Corporation,
Petitioner,
819 vs.
Park-Lexington Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles E. Mallers, Executor of the Estate of John B. Mallers, Jr., Deceased,
Petitioner,
823 vs.
The Equitable Life Assurance Society of the United States, Sadie D. Eaton, et al., etc.,

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ben Reuben, Petitioner,
655 vs.
The United States of America.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Leonard Rollnick, Petitioner,

668 vs.

The United States of America.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lina Singer, Appellant,

758 vs.

The People of the State of Illinois,
ex rel. John S. Rusch, Relator.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Leila Zimmern, et al.,

Petitioners,

770 vs.

The United States of America.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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Robert W. Halliday, et al., Petitioners,

867 vs.

State of Ohio, ex rel. I. J. Fulton,

Superintendent of Banks, etc.;

Robert W. Halliday, et al., Petitioners,

868 vs.

State of Ohio, ex rel. I. J. Fulton,

Superintendent of Banks, etc.; and

Robert W. Halliday, et al., Petitioners,

869 vs.

State of Ohio, ex rel. I. J. Fulton,

Superintendent of Banks, etc.

Motion as to printing records submitted by Mr. Wm. T. Arnos for the Petitioners.

The United States of America and

Interstate Commerce Commission,

Appellants,

734 vs.

American Sheet & Tin Plate Company, et al.

Argument continued by Mr. Daniel W. Knowlton for the Appellants; by Mr. David A. Reed for the Appellee, American Sheet and Tin Plate Company; and concluded by Mr. John S. Burchmore for the Appellees, Allegheny Steel Company, et al.

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Proclamation being made the Court is adjourned until Monday, April 26th, next, at 12 o'clock.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo.
Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Effie Knowles, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Edward J. Harrigan, Esquire, of Portland, State of Maine, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lloyd Thurston, It is ordered that Edgar W. McNeil, Esquire, of Montezuma, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence P. Lea, It is ordered that Ivan C. Sperbeck, Esquire, of Marysville, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Harry Maslow, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Clark B. Montgomery, Esquire, of Peoria, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Wyzanski, Jr., It is ordered that Thomas H. Eliot, Esquire, of Cambridge, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Quarles, It is ordered that Howard P. Arnest, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Benjamin H. Kizer, It is ordered that E. D. Weller, Esquire, of Spokane, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Augustine Lonergan, It is ordered that Charles Lyman Stewart, Esquire, of Norwich, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Benjamin H. Kizer, It is ordered that E. W. Schwellenbach, Esquire, of Spokane, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Benjamin H. Kizer, It is ordered that Morris Rosenberg, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur J. Mellott, It is ordered that Clarence V. Beck, Esquire, of Emporia, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur J. Mellott, It is ordered that Edward Herbert Rees, Esquire, of Emporia, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur J. Mellott, It is ordered that Jesse D. Wall, Esquire, of Wichita, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur J. Mellott, It is ordered that Thomas F. Wells, Esquire, of Overland Park, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles B. McInnis, It is ordered that William Britton Stitt, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. C. Alvord, It is ordered that Herbert W. Haldenstein, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sydney P. Simons, It is ordered that Archibald M. Mullick, Esquire, of Greenwich, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Hiram Steelman, Trustee in Bankruptcy of William Fox, a Bankrupt, Petitioner,

638 vs.

All Continent Corporation.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs and the decree of the District Court affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of New Jersey for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

The Ohio Bell Telephone Company, Appellant,

539 vs.

The Public Service Commission of Ohio.

Appeal from the Supreme Court of the State of Ohio.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Cardozo.

Angelo Herndon, Appellant,
474 vs.
J. I. Lowry, Sheriff of
Fulton County, Georgia.

Appeal from the Supreme Court of the State of Georgia.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Georgia, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Justice Van Devanter in which Mr. Justice McReynolds, Mr. Justice Sutherland and Mr. Justice Butler join.

Angelo Herndon, Appellant,
475 vs.
J. I. Lowry, Sheriff of
Fulton County, Georgia.

Appeal from the Supreme Court of the State of Georgia.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Georgia, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Justice Van Devanter, in which Mr. Justice McReynolds, Mr. Justice Sutherland, and Mr. Justice Butler join.

S. Harold Smith, Executor of the Estate of Samuel B. Smith, Deceased, Petitioner, vs. A. B. Hall and L. C. Hall, Doing Business as Hall Brothers.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

35

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Connecticut.

Per Mr. Justice Stone.

Mr. Justice Van Devanter took no part in the consideration or decision of this case.

S. Harold Smith, Executor of the Estate of Samuel B. Smith, Deceased, Petitioner, vs. James Manufacturing Company and Elmira Hatcheries, Incorporated.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

36

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of New York.

Per Mr. Justice Stone.

First Bank Stock Corporation, Appellant, vs. State of Minnesota. — Appeal from the Supreme Court of the State of Minnesota.

647

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Stone.

Mr. Justice Butler took no part in the consideration or decision of this case.

John Boseman, Petitioner, vs. Connecticut General Life Insurance Company. — On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

531

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Texas.

Per Mr. Justice Butler.

Henry E. Oppenheimer, Petitioner,
588 vs.
The Harriman National Bank and Trust Company of the City of New York, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that that part of the judgment of the said Circuit Court of Appeals under review on the petition of Henry E. Oppenheimer, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

The Harriman National Bank and Trust Company of the City of New York,
Petitioner,
670 vs.
Henry E. Oppenheimer.

On cross writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that that part of the judgment of the said Circuit Court of Appeals under review on the petition of the Harriman National Bank and Trust Company of the City of New York, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Butler.

Bourjois, Inc., Appellant,
534 vs.
Clyde R. Chapman, George W. Leadbetter and George H. Coombs.

Appeal from the District Court of the United States for the District of Maine.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the District of Maine, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brandeis.

Galen H. Welch, Former Collector of Internal Revenue for the Sixth Collection District of California,
Petitioner,
602 vs.
Obispo Oil Co.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of California for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

The National Fertilizer Association, Inc., Acme Manufacturing Co., et al., Appellants,

731 vs.

W. W. Bradley, Individually and as Chairman of the Board of Trustees of Clemson Agricultural College, et al.

Appeal from the District Court of the United States for the Western District of South Carolina.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Western District of South Carolina, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McReynolds.

Alaska Packers Association, Petitioner,

558 vs.

Warren H. Pillsbury, as Deputy Commissioner of the Thirteenth Compensation District Under the Longshoremen's and Harbor Workers' Act, and Frank Weidemann.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of California for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Van Devanter.

Southern Natural Gas Corporation and American Surety Company of New York, Appellants,

570 vs.

State of Alabama.

Appeal from the Supreme Court of the State of Alabama.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Alabama, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Reginald P. Ray, Petitioner,

604 vs.

The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

Bernard Joseph Mumm,
Petitioner,
627 vs.
Jacob E. Decker & Sons.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Minnesota for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Max Shulman, Bernard Shulman and Meyer Abrams, Petitioners,
688 vs.
Wilson-Sheridan Hotel Company, Chelsea Hotel Company, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the order of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Chief Justice Hughes.

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The Chief Justice announced the following order of the Court:

George Espenlaub, Appellant, vs. The State of Indiana. — Appeal from the Supreme Court of the State of Indiana.

875

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Indiana, and on motion to dismiss which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

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The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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In re Disbarment of Tobias C. Phillips.
No. —.

O R D E R

It having been reported to the Court that Tobias C. Phillips, of Washington, D. C., a member of the bar of this Court, has been disbarred from the practice of the law in the State of West Virginia by order of the Circuit Court of Mercer County, West Virginia;

It is ordered that the said Tobias C. Phillips be, and he is hereby, suspended from the practice of the law in this Court, and that a rule issue returnable within forty (40) days requiring the said Tobias C. Phillips to show cause why he should not be disbarred from the practice of the law in this Court.

Per Mr. Chief Justice Hughes.

Ex Parte Hiram Steelman,

Petitioner.

—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of prohibition or mandamus herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jesse C. Duke

907 vs.

The United States of America.

ON CONSIDERATION of the motion for leave to proceed in forma pauperis in this cause,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

William Gill,

Petitioner,

888 vs.

State of Louisiana.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Gill,
Petitioner,
888 vs.
State of Louisiana.

On petition for writ of certiorari to the Supreme Court of the State of Louisiana.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Louisiana, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert W. Halliday, et al., Petitioners,
867 vs.
State of Ohio, ex rel. I. J. Fulton,
Superintendent of Banks, etc.;

Robert W. Halliday, et al., Petitioners,
868 vs.
State of Ohio, ex rel. I. J. Fulton,
Superintendent of Banks, etc.; and

Robert W. Halliday, et al., Petitioners,
869 vs.
State of Ohio, ex rel. I. J. Fulton,
Superintendent of Banks, etc.

ON CONSIDERATION of the motion to print an abbreviated record in No. 867 and to dispense with the printing of the records in Nos. 868 and 869;

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

The United States of America,

Petitioner,

795 vs.

Angie Crook Williams.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Federal Trade Commission, Petitioner,

825 vs.

Standard Education Society, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Arthur G. Bogardus, Petitioner,

830 vs.

Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Texas & New Orleans Railroad Company, et al., Petitioners,
836 vs.
Emma E. Neill, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Civil Appeals of the State of Texas, 4th Supreme Judicial District, is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue and William M. Welch, Collector of Internal Revenue for the District of Massachusetts, et al., Petitioners,
910 vs.
George P. Davis.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Con.P. Curran Printing Company,
Petitioner,
700 vs.
The United States.

ON CONSIDERATION of the motion to remand this case to the Court of Claims for amended and additional findings of fact,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Con. P. Curran Printing Company, Petitioner, vs. The United States. 700

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Con. P. Curran Printing Company, Petitioner, vs. The United States. 782

ON CONSIDERATION of the motion to remand this case to the Court of Claims for amended and additional findings of fact,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Con. P. Curran Printing Company, Petitioner, vs. The United States. 782

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Allan E. Goodhue, Petitioner,
769 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John G. Cunningham,
Petitioner,
783 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Amaral, John Borba Azevedo, John Anthony, et al., Petitioners,
799 vs.
Leslie A. Cleary, Individually and as District Attorney of the County of Stanislaus, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John S. Borges, John S. Luiz, Manuel Q. Silveira, et al.,

Petitioners,

800 vs.

Luther P. Loftis, as Sheriff of the County of Kings, State of California, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joe Affonso, D. V. Wolcott, Antonio J. Pimental, et al.,

Petitioners,

801 vs.

N. L. Cornell, Individually and as Sheriff of the County of Merced, State of California, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Grand International Brotherhood of Locomotive Engineers, etc., et al.,

Petitioners,

822 vs.

William R. Kenan, Jr., and Scott M. Loftin, as Receivers of the Florida East Coast Railway Company, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Albee Godfrey Whale Creek Company, Inc., Petitioner,
873 vs.
Frances Dingfeldt, Widow of Arthur Dingfeldt, Deceased, et al.

On petition for writ of certiorari to the Court of Appeals of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Appeals of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Pacific Company, Petitioner,
821 vs.
Frances MacDonnell, Administratrix of the Estate of Alexander MacDonnell, Deceased.

On petition for writ of certiorari to the District Court of Appeal of the State of California, 1st Appellate District.

ON CONSIDERATION of the petition for a writ of certiorari herein to the District Court of Appeal of the State of California, 1st Appellate District, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Winston Arthur Cameron, Petitioner,
828 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Donald Francis Campbell, Petitioner,
829 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Irving A. Sartorius, Petitioner,
831 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mike Mayerhofer, Petitioner,
833 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marjorie Mannix Chapman, Administratrix De Bonis Non With the Will Annexed of the Estate of George W. Mannix, Jr., Deceased, Petitioner,

834 vs.

Albert D. Reese, Receiver of the First National Bank of Pitsburg, Pitsburg, Ohio.

On petition for writ of certiorari to the Court of Appeals of the State of Ohio.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Appeals of the State of Ohio, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte Joseph Poresky,

Petitioner,

—, Original.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jose Matos, Petitioner,

227 vs.

Alonso Hermanos, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Etienne Dugas, Petitioner,

340 vs.

American Surety Company of New York.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Atchison, Topeka and Santa Fe Railway Company, Petitioner,

505 vs.

William W. Scarlett.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. Pennington Pearson, as Sole Surviving Administrator, etc., Petitioner,

694 vs.

The United States.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Waco Development Company,

Petitioner,

767 vs.

D. Gordon Rupe, Jr., et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. Ella Alice Cartey, as Administratrix, etc., Petitioner,

815 vs.

The United States of America.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. Bertie Berry Jenkins, as Administratrix, etc., Petitioner,

816 vs.

The United States of America.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alf O. Whitmore, Appellant,

818 vs.

Salt Lake City, George M. Bacon,

as State Engineer, etc., et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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O R D E R

It is ordered that the call of the docket be suspended for the term upon the conclusion of the arguments in the cases on call for Monday, May 3, and that this Court will then take a recess until Monday, May 17.

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The Reeves Brothers Company,

Petitioner,

272 vs.

The United States of America.

Motion for leave to file petition for rehearing submitted by Mr. John E. Hughes for the Petitioner.

United States Savings Bank, et al.,

Petitioners,

502 vs.

Henry Morgenthau, Jr., Secretary

of the Treasury, etc.

Motion for leave to file petition for rehearing submitted by Mr. Wade H. Cooper for the Petitioners.

Ida May Peterson, Individually,
etc., Petitioner,
342 vs.
The United States of America.

Motion for leave to file petition for rehearing submitted by Mr. J. S. Seidman for the Petitioner.

Nathan Lipson, Petitioner,
721 vs.
Socony Vacuum Corporation.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

It appearing to the Court that counsel for the respective parties have filed a stipulation providing for the dismissal of the writ of certiorari in this cause, without costs;

THEREFORE, in pursuance of said stipulation, it is ordered by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed without costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

Nathan Lipson, Petitioner,
722 vs.
Standard Oil Company of New York, Inc.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

It appearing to the Court that counsel for the respective parties have filed a stipulation providing for the dismissal of the writ of certiorari in this cause, without costs;

THEREFORE, in pursuance of said stipulation, it is ordered by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed without costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

Fred L. Fox, Individually and as State
Tax Commissioner of the State of West
Virginia, Appellant,
625 vs.
The Dravo Contracting Company.

The resignation of Fred L. Fox, as State Tax Commissioner of the State of West Virginia, and the appointment and qualification of Ernest K. James, having been suggested,

It is, on motion of counsel for the Appellant, ordered by this Court that Ernest K. James, present Tax Commissioner of the State of West Virginia, be substituted and made the party appellant in this cause.

Per Mr. Chief Justice Hughes.

Ernest K. James, Individually and as State
Tax Commissioner of the State of West Vir-
ginia, Appellant,
625 vs.
The Dravo Contracting Company.

Argument commenced by Mr. Clarence W. Meadows for the Appellant and continued by Mr. William S. Moorhead for the Appellee.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Edward A. Kenney, It is ordered that Nicholas S. Schloeder, Esquire, of Union City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank E. Hook, It is ordered that Louis Smilansky, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Allan J. Carter, It is ordered that Alfred R. Bates, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry C. Finkel, It is ordered that Paul P. Rao, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Fahy, It is ordered that Nathan Witt, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James H. Manley, It is ordered that A. Edward Minetor, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James H. Manley, It is ordered that Frederick A. Thulin, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. C. Fulbright, It is ordered that John Thaddeus Scott, Jr., Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ben S. Fisher, It is ordered that James L. Hope, Esquire, of Astoria, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ellis H. Gidley, It is ordered that John B. Richards, Esquire, of Buffalo, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul F. Hannah, It is ordered that G. Barnum Redding, Esquire, of West Medford, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Ernest K. James, Individually, etc.,

Appellant,

625 vs.

The Dravo Contracting Company.

Argument concluded by Mr. Clarence W. Meadows for the Appellant.

Silas Mason Company, Inc., et al.,

Appellants,

773 vs.

Tax Commission of the State of Washington, et al.

Argued by Mr. B. H. Kizer for the Appellants, and by Mr. E. P. Donnelly for the Appellees.

David H. Ryan, Appellant,

774 vs.

The State of Washington, et al.

Argued by Mr. E. D. Weller and Mr. B. H. Kizer for the Appellant, and by Mr. E. W. Schwellenbach and Mr. E. P. Donnelly for the Appellees.

The First National Bank & Trust
Company of Bridgeport, Connecticut,
Trustee, Petitioner,

621 vs.

Francis E. Beach.

Argument commenced by Mr. Arthur B. Weiss for the Petitioner.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met in the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F.Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Joseph C. O'Mahoney, It is ordered that Seymour S. Bernfeld, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. Eugene Cox, It is ordered that W. H. Duckworth, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Frank Staley, It is ordered that Barnabas F. Sears, Esquire, of Aurora, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Miller, It is ordered that Wear K. Schoonover, Esquire, of Pocahontas, State of Arkansas, Be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry L. Underwood, It is ordered that Robert Arthur Cordell, Esquire, of Norfolk, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank S. Righeimer, It is ordered that Ralph Waterbury Condee, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank S. Righeimer, It is ordered that Frank R. Schneberger, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Heber H. Rice, It is ordered that Mary C. Horner, of Lawrence, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Royal C. Johnson, It is ordered that Ernest A. Crockett, Esquire, of Yankton, State of South Dakota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Gilmore Beely, It is ordered that Lura A. Turley, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Walter Drake, it is ordered that Robert W. Hodge, Esquire, of Royal Oak, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bernard F. Carvey, It is ordered that Harold Webster Stull, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph T. Robinson, It is ordered that Leo D. Robinson, of Lonoke, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Austin F. Canfield, It is ordered that Manuel J. Davis, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The First National Bank & Trust Company
of Bridgeport, Connecticut, Trustee,
Petitioner,

621 vs.

Francis E. Beach.

Argument continued by Mr. Arthur B. Weiss for the Petitioner; by Mr. Sydney P. Simons for the Respondent; and concluded by Mr. Arthur B. Weiss for the Petitioner.

Chester C. Dodge, et al., Appellants,

713 vs.

Board of Education of the City of
Chicago, et al.

Leave granted Appellants to file a reply brief within three days on motion of Mr. Allan J. Carter.

Argued by Mr. Allan J. Carter for the Appellants and by Mr. Frank S. Righeimer for the Appellees.

Great Lakes Transit Corporation,

Petitioner,

716 vs.

Interstate Steamship Company, et al.

Argument commenced by Mr. John B. Richards for the Petitioner and continued by Mr. Ray M. Stanley for the Respondents.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, APRIL 29, 1937.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo.
Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Sherman Minton, It is ordered that Kurt F. Pantzer, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sherman Minton, It is ordered that William G. Sparks, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hardin Peterson, It is ordered that Erle B. Askew, Esquire, of St. Petersburg, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence F. Lea, It is ordered that Robert M. Fouke, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert F. Klepinger, It is ordered that Raymond P. Drymalski, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Franklin T. Voelker, It is ordered that Pierson R. Hildreth, Esquire, of Amityville, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. F. Wenderoth, It is ordered that Herbert W. Kenway, Esquire, of Beverly, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. P. Jackson, It is ordered that Edward A. Coleman, Esquire, of Long Island City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Great Lakes Transit Corporation,
Petitioner,
716 vs.
Interstate Steamship Company, et al.

Argument concluded by Mr. Ray M. Stanley for the Respondents.

United States, ex relatione,
Girard Trust Company, Trustee,
etc., Petitioner,
285 vs.
Guy T. Helvering, Commissioner of Internal Revenue; and

Robert G. Stone, et al., Trustees,
etc., Petitioners,
202 O.T. 1935 vs.
Thomas W. White, Former Collector
of Internal Revenue, et al.

Argued by Mr. H. Cecil Kilpatrick for the Petitioner in No
285, by Mr. Thomas Allen for the Petitioners in No. 202, October Term, 19
and by Mr. J. Paul Jackson for the Respondents.

Old Colony Trust Company, Trustee,
Petitioner,
703 vs.
Commissioner of Internal Revenue.

Argument commenced by Mr. Harold D. Lavis for the Petition
and continued by Mr. A. F. Prescott for the Respondent.

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Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin F. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that Slaton Clemmons, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph Edwin Church, It is ordered that Latham Castle, Esquire, of Sycamore, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Miss Hester W. Webb, It is ordered that Elizabeth King, of Napa, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. Brown Morton, It is ordered that Kathryn D. Fenn, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. Brown Morton, It is ordered that Robert McDowell Allen, Esquire, of Lexington, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Quintin Paredes, It is ordered that Ramon Diokno, Esquire, of Manila, Commonwealth of the Philippine Islands, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Horace M. Schell, It is ordered that Harry S. Ambler, Jr., Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Caesar L. Aiello, It is ordered that Ross W. Shumaker, Esquire, of Toledo, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. Darby, It is ordered that Charles Willard Hayes, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. Darby, It is ordered that Max C. Louis, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis A. LeSourd, It is ordered that S. Harold Shefelman, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Benjamin H. Kizer, It is ordered that Ralph E. Foley, Esquire, of Spokane, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Benjamin H. Kizer, It is ordered that C. C. Quackenbush, Esquire of Spokane, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Andrew D. Sharpe, It is ordered that Irvin Waldman, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dean Hill Stanley, It is ordered that Isadore Vogel, Esquire, of Peekskill, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Old Colony Trust Company, Trustee,

Petitioner,

703 vs.

Commissioner of Internal Revenue.

Argument continued by Mr. A. P. Prescott for the Respondent and concluded by Mr. Harold S. Davis for the Petitioner.

A. A. Lewis and Company, et al.,

Petitioners,

743 vs.

Commissioner of Internal Revenue.

Argued by Mr. Franz W. Castle for the Petitioners and by Mr. Andrew D. Sharpe for the Respondent.

Railroad Commission of the State
of California, et al., Appellants,
804 vs.
Pacific Gas and Electric Company.

Argued by Mr. Ira H. Rowell for the Appellants and by Mr. Warren Olney, Jr., for the Appellees.

Aetna Insurance Company, Petitioner,
753 vs.
John M. Kennedy, 3d, to the use of
Anna L. Bogash;

Springfield Fire & Marine Insurance
Company, Petitioner,
754 vs.
John M. Kennedy, 3d, to the use of
Anna L. Bogash; and

The Liverpool and London and Globe
Insurance Company, Limited,
Petitioner,
755 vs.
John M. Kennedy, 3d, to the use of
Anna L. Bogash.

Argued by Mr. Horace M. Schell for the Petitioners and by Mr. Harry Shapiro for the Respondent.

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Proclamation being made the Court is adjourned until Monday, May 3, next, at 12 o'clock.

MONDAY, MAY 3, 1937.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo.
Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that J. Frank Gaffney, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Abbott Mannie Sellers, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Wyzanski, Jr., It is ordered that Robert P. Bingham, Esquire, of Manchester, State of New Hampshire, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elmer J. Ryan, It is ordered that Clarence A. Rolloff, Esquire, of Montevideo, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Myra Siegel, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Vernon Fittle, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul F. Myers, It is ordered that Frank C. Myers, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Seward A. Miller, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John T. Vance, It is ordered that Winthrop A. Johns, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur H. Mullen, It is ordered that Robert J. Fitzsimmons, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur H. Mullen, It is ordered that James P. Farrell, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John T. Barker, It is ordered that William H. Becker, Esquire, of Columbia, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stanley B. Houck, It is ordered that Fred B. H. Spellman, Esquire, of Alva, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gilbert P. Ritter, It is ordered that George K. Woodworth, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Romulus P. Rimo, It is ordered that John F. McCarthy, Esquire, of Princeton, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Benton, It is ordered that Charles H. Young, Esquire, of New Castle, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter H. Pollak, It is ordered that Samuel J. Silverman, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold G. Mosier, It is ordered that James C. Mylonas, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. Ramsey, It is ordered that David Goldstein, Esquire, of Bridgeport, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The Cincinnati Soap Company, Petitioner,

659 vs.

The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, which cause was brought into this Court before hearing and decision in the said Circuit Court of Appeals, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the District Court of the United States for the Southern District of Ohio, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said District Court.

Per Mr. Justice Sutherland.

Haskins Bros. & Co., Petitioner,

687 vs.

George W. O'Malley, Individually and as Collector of Internal Revenue for the District of Nebraska.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, which cause was brought into this Court before hearing and decision in the said Circuit Court of Appeals, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the District Court of the United States for the District of Nebraska, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the said District Court.

The United States of America, Petitioner, vs. Morgan Belmont and Eleanor R. Belmont, as Executors of the Last Will and Testament of August Belmont, Deceased. 532

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

Opinion by Mr. Justice Stone concurring in the result in which Mr. Justice Brandeis and Mr. Justice Cardozo join.

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The Chief Justice announced the following order of the Court:

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Catholic Order of Foresters, a Fraternal Benefit Society, Incorporated, Appellant, vs. The State of North Dakota. 906

Appeal from the Supreme Court of the State of North Dakota.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of North Dakota, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Catholic Order of Foresters, a Fraternal Benefit Society, Incorporated,

Appellant,

906 vs.

The State of North Dakota.

Appeal from the Supreme Court of the State of North Dakota.

TREATING the appeal papers herein from the Supreme Court of the State of North Dakota as an application for a writ of certiorari;

ON CONSIDERATION WHEREOF, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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In Re Complaint of Paysoff Tinkoff.

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ON CONSIDERATION of the motion for leave to file the complaint herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte John Brown,

Petitioner.

—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of habeas corpus herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anna Russian, Administratrix of the
Estate of John Russian, Deceased,
Petitioner,
912 vs.
The United States of America.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anna Russian, Administratrix of the
Estate of John Russian, Deceased,
Petitioner,
912 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Paysoff Tinkoff, Petitioner,
889 vs.
The United States of America.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Paysoff Tinkoff, Petitioner,

889 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Reeves Brothers Company,

Petitioner,

272 vs.

The United States of America.

ON CONSIDERATION of the motion for leave to file a petition for rehearing in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted. The Clerk is directed to give notice to the Attorney General of the petition for rehearing, with permission to file a response within five days.

Per Mr. Chief Justice Hughes.

State of Texas and J. C. Clopton and Bullock Hyder, Receivers, etc.,

Petitioners,

890 vs.

David Donoghue, Trustee of Trinity Refining Company, Debtor.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted, limited to the questions raised upon the application of the State for permission to take proceedings for the confiscation of the alleged illegal oil.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be

Thomas W. White, Individually and as Former Collector of Internal Revenue, Petitioner,
853 vs.
Philip J. Aronson, Trustee.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

State Tax Commission of Oregon, and Chas. V. Galloway, et al., as State Tax Commissioners, Petitioners,
820 vs.
Winston Bros. Company and Guy F. Atkinson and Geo. H. Atkinson, Co-partners Doing Business as Guy F. Atkinson Company.

On petition for writ of certiorari to the Supreme Court of the State of Oregon.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Oregon, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

L. H. Sly, Petitioner,
827 vs.
The Prudential Insurance Company of America.

On petition for writ of certiorari to the Supreme Court of the State of California.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Erle P. Halliburton and Halliburton Oil Well Cementing Company, Petitioners,
835 vs.
Johnston Formation Testing Corporation and E. C. Johnston.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Max Block, Petitioner,
840 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bertram J. Grigsby, Petitioner,
841 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

F. A. Martoccio Company, in Its Own Name and Right and Trading as Hollywood Candy Company, Petitioner,
843 vs.
Federal Trade Commission.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Great Atlantic & Pacific Tea Company, Petitioner,
844 vs.
District of Columbia.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Board of Public Instruction of Gadsen County, Florida, etc., et al., Petitioners,

845 vs.

John Nuveen, Doing Business Under the Trade Name of John Nuveen & Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. H. Smith, Petitioner,

847 vs.

Selden H. Glenn, Individually and as Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Leslie Ullrich and Laura C. Ullrich, Petitioners,

850 vs.

C. O. Thomas, Receiver of First National Bank-Detroit.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lillian Clawans, Petitioner,
857 vs.
District of Columbia.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Geneva Investment Company,
Petitioner,
858 vs.
The City of St. Louis.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

First National Bank-Detroit,
Petitioner,
859 vs.
William P. Connolly, Receiver of
Detroit Bankers Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Commercial National Bank of San Antonio, Petitioner,
860 vs.
Continental Bank & Trust Company of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis J. Cadek, Petitioner,
861 vs.
The State of Ohio.

On petition for writ of certiorari to the Supreme Court of the State of Ohio.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New York Life Insurance Company, Petitioner,
870 vs.
James C. Lanier, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New York Life Insurance Company, Petitioner,
881 vs.
The Freedom Casket Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New York Life Insurance Company, Petitioner,
920 vs.
William D. Strong.

On petition for writ of certiorari to the Supreme Court of the State of Oklahoma.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Oklahoma, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ida May Peterson, Individually, etc., Petitioner,
342 vs.
The United States of America.

ON CONSIDERATION of the motion for leave to file a petition for rehearing in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Ida May Peterson, Individually,
etc., Petitioner,
342 vs.
The United States of America.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States Savings Bank and
Wade H. Cooper, Petitioners,
502 vs.
Henry Morgenthau, Jr., Secretary of the Treasury, et al.

ON CONSIDERATION of the motion for leave to file a petition for rehearing in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

United States Savings Bank and
Wade H. Cooper, Petitioners,
502 vs.
Henry Morgenthau, Jr., Secretary of the Treasury, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Freeman Hatfield, Petitioner,

745 vs.

John M. Guay, United States Marshal, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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Elbert B. Lindsey, et al.,
Petitioners,

660 vs.

State of Washington.

Argued by Mr. Spencer Gordon for the Petitioners and by Mr. C. C. Quackenbush and Mr. Ralph E. Foley for the Respondent.

The Mantle Lamp Company of America,
Petitioner,

765 vs.

Aluminum Products Company.

Argued by Mr. George I. Haight for the Petitioner and by Mr. William N. Cromwell for the Respondent.

C. R. Townsend, et al., etc., Appellants,

781 vs.

M. J. Yeomans, Attorney General of the State of Georgia, et al.

Argument commenced by Mr. Wm. Hart Sibley for the Appellants.

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Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Wright F. Morrow, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Claude Pepper, It is ordered that Paul E. Raymond, Esquire, of DeLand, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alger Hiss, It is ordered that Donald Hiss, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Earl C. Michener, It is ordered that Roscoe O. Bonisteel, Esquire, of Ann Arbor, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sam M. Wassell, It is ordered that Charles Q. Kelley, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sam M. Wassell, It is ordered that Price Shofner, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that A. Leonard Allen, Esquire, of Winnfield, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold G. Mosier, It is ordered that Aaron Harry Zychick, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren McLaine, It is ordered that Leslie C. McNemar, Esquire, of Arlington, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Ewing Thomason, It is ordered that Ralph W. Yarborough, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren McLaine, It is ordered that Thos. L. Gatch, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren McLaine, It is ordered that Henry L. Phelps, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Randolph M. Garland, It is ordered that Carmack Waterhouse, Esquire, of Chattanooga, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that William F. Snyder, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Irvin Geiger, It is ordered that Philip Cooper, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Randolph M. Garland, It is ordered that Elmer E. Hoover, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George P. Hoover, It is ordered that R. Duncan Clark, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Claude A. Fuller, It is ordered that Jack Holt, Esquire, of Harrison, State of Arkansas be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Claude A. Fuller, It is ordered that Millard Alford, Esquire, of Gurdon, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Claude A. Fuller, It is ordered that Leffel Gentry, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sam M. Wassell, It is ordered that Osborne W. Garvin, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The State of Arkansas,

Complainant,

11, Orig. vs.

The State of Tennessee.

Motion for the appointment of a Special Master submitted by Mr. Jack Holt for the Complainant.

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C. R. Townsend and Park Bernard, a

Partnership, etc., Appellants,

781 vs.

M. J. Yeomans, Attorney General

of the State of Georgia, et al.

Argument continued by Mr. Wm. Hart Sibley for the Appellants; by Mr. O. H. Dukes and Mr. L. W. Branch for the Appellees; and concluded by Mr. Robert C. Alston for the Appellants.

Jesse C. Duke

907 vs.

The United States of America.

Argued by Mr. Jesse C. Duke, pro se, and by Mr. William W. Barron for the United States.

W. A. Thomas, Collector of

Internal Revenue, Petitioner,

824 vs.

J. J. Perkins, et al.

Argument commenced by Mr. J. Louis Monarch for the Petitioner, and continued by Mr. Harry C. Weeks for the Respondents.

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Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Tyre Taylor, Esquire, of Raleigh, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John E. Miller, It is ordered that Carmack Sullivan, Esquire, of Hardy, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren R. Austin, It is ordered that Walter S. Fenton, Esquire, of Rutland, State of Vermont, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas E. Robertson, It is ordered that Roger Sherman Hoar, Esquire, of South Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. S. Barker, It is ordered that Geo. B. Pitts, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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W. A. Thomas, Collector of
Internal Revenue, Petitioner,
824 vs.
J. J. Perkins, et al.

Argument concluded by Mr. Harry C. Weeks for the Respondents.

Guy T. Helvering, Commissioner of
Internal Revenue, et al., Petitioners,
910 vs.
George P. Davis.

Argument commenced by Mr. Assistant Attorney General Jackson for the Petitioners, continued by Mr. Edward F. McClennen for the Respondent; and concluded by Mr. Charles E. Wyzanski, Jr., for the Petitioners.

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Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benajmin N. Cardozo.
Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Charles L. McNary, It is ordered that Allan A. Bynon, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles L. McNary, It is ordered that Robert F. Maguire, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that William Robert Poage, Esquire, of Waco, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Enoch E. Ellison, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. Ryan Duffy, It is ordered that Carl R. Becker, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold G. Mosier, It is ordered that Theodora T. Guthrie, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold G. Mosier, It is ordered that Anthony J. Guthrie, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold W. Bissell, It is ordered that Russel S. Coutant, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene Will Meacham, It is ordered that Samuel Stanley Zagon, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Alexander Bell, It is ordered that David McCalmont Cummins, Esquire, of Washington, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. Jasper Bell, It is ordered that Thomas L. Brown, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry R. Gower, It is ordered that Norman E. Kane, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hardin Peterson, It is ordered that Harvey C. Crittenden, Esquire, of Winter Haven, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sherman Minton, It is ordered that Mark W. Lyday, Esquire, of Clinton, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert H. Brenner, It is ordered that Sydney L. Jacobs, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert H. Brenner, It is ordered that Oscar Greenberg, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Hughes, Jr., It is ordered that Evelyn A. Greene, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sherman Minton, It is ordered that John N. Stanton, Esquire, of Crown Point, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sherman Minton, It is ordered that Fred A. Egan, Esquire, of Gary, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Douglas L. Hatch, It is ordered that E. Fontaine Broun, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sherman Minton, It is ordered that Ben Schwartz, Esquire, of East Chicago, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold G. Mosier, It is ordered that David B. Schreiber, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence R. Gorman, It is ordered that John F. Lombard, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank McGuire, It is ordered that John O'Dea, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter Schaffner, It is ordered that Joseph C. Chency, Esquire, of Yakima, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John M. Sternhagen, It is ordered that Clyde Brown, Jr., Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Rolland Lee Mutt, It is ordered that Clarence W. Mutt, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry Lloyd-Martin Knight, It is ordered that Charles I. Katz, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David Ziskind, It is ordered that Harry B. Wirin, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. G. Barnum Redding, It is ordered that Walter A. Redding, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Felthan Watson, It is ordered that James Thornton Nolan, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore A. Hostetler, It is ordered that Samuel Ostrolenk, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Max Rhoads, It is ordered that Clarence J. Nickman, Esquire, of Atlantic City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David Ziskind, It is ordered that John Hartwell Alvord, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Benjamin H. Neblett, It is ordered that J. Marvin Kelley, Esquire, of Hartselle, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Golden W. Bell, It is ordered that Hilliard Comstock, Esquire, of Santa Rosa, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Rigby, It is ordered that Wendell Rynerson, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Miss Helen L. Bowman, It is ordered that John J. Augsburger, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold W. Bissell, It is ordered that Asbury S. Edmonds, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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The First National Bank & Trust Company of Bridgeport, Connecticut, Trustee, Petitioner,

621 vs.

Francis E. Beach.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Connecticut.

Per Mr. Justice Cardozo.

The United States of America and Interstate Commerce Commission, Appellants,

734 vs.

American Sheet & Tin Plate Company, Allegheny Steel Company, and Pittsburgh Plate Glass Company, et al.

Appeal from the District Court of the United States for the Western District of Pennsylvania.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Pennsylvania, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decrees of the said District Court in this cause be, and the same are hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Dissenting: Mr. Justice Butler.

The Great Atlantic & Pacific Tea Company, et al., Appellants, vs. Alice Lee Grosjean, Supervisor of Public Accounts, State of Louisiana, et al.

652

Appeal from the District Court of the United States for the Eastern District of Louisiana

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Louisiana, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Justice Sutherland in which Mr. Justice McReynolds and Mr. Justice Butler join.

Mr. Justice Van Devanter and Mr. Justice Stone took no part in the consideration or decision of this case.

Elbert D. Lindsey and E. R. Lindsey, Petitioners, vs. State of Washington.

660

On writ of certiorari to the Supreme Court of the State of Washington.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Stone.

Aetna Insurance Company, Petitioner,

753 vs.

John M. Kennedy, 3d, to the use of Anna L. Bogash.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, modified by eliminating the direction to enter judgment for plaintiff and by substituting an order for a new trial, each party to pay one-half the costs in this Court.

AND IT IS FURTHER ORDERED that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

Springfield Fire & Marine Insurance Company, Petitioner,

754 vs.

John M. Kennedy, 3d, to the use of Anna L. Bogash.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, modified by eliminating the direction to enter judgment for plaintiff and by substituting an order for a new trial, each party to pay one-half the costs in this Court.

AND IT IS FURTHER ORDERED that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

The Liverpool and London and Globe Insurance Company, Limited, Petitioner,

755 vs.

John M. Kennedy, 3d, to the Use of Anna L. Bogash.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, modified by eliminating the direction to enter judgment for plaintiff and by substituting an order for a new trial, each party to pay one-half the costs in this Court.

AND IT IS FURTHER ORDERED that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

A. A. Lewis and Company, Main and Lincoln Avenue Subdivision, Trust No. 1523, et al., Petitioners,

743 vs.

Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

Old Company Trust Company, Trustee,
Petitioner,
703 vs.
Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

The Chippewa Indians of Minnesota,
Appellants,
228 vs.
The United States and the Red Lake Band of Chippewa Indians of Minnesota (Intervenors).

Appeal from the Court of Claims.

THIS CAUSE came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Van Devanter.

Anniston Manufacturing Company,
Petitioner,
667 vs.
Harwell G. Davis, Collector of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Alabama.

Per Mr. Chief Justice Hughes.

Concurring: Mr. Justice Stone and Mr. Justice Cardozo.

Dissenting: Mr. Justice McReynolds.

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The Chief Justice said:

"The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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In re: Disbarment of Maurice R. Woulfe.

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Upon consideration of the proceedings had in the District Court of the United States for the Eastern District of Louisiana resulting in the reinstatement of Maurice R. Woulfe as a member of the bar of that Court, it is ordered that the order of this Court of February 19, 1934, suspending Maurice R. Woulfe from the further practice of law in this Court, be, and the same is hereby, vacated, and that the Rule to Show Cause, issued February 19, 1934, be, and the same is hereby, discharged.

Per Mr. Chief Justice Hughes.

State of Arkansas,

Complainant,

11, Original. vs.

State of Tennessee.

The motion for the appointment of a Special Master is granted, and it is ordered that Monte M. Lemann, of New Orleans, Louisiana, be, and he is hereby, appointed Special Master in this cause, with authority to summon witnesses, issue subpoenas, and to take such evidence as may be introduced and such as he may deem it necessary to call for.

The Master is directed to make findings of fact and conclusions of law, and to submit the same to this Court with all convenient speed, together with his recommendations for a decree. The findings, conclusions, and recommendations of the Master shall be subject to consideration, revision, or approval by the Court.

The Master shall be allowed his actual expenses and a reasonable compensation for his services to be fixed hereafter by the Court. The allowances to him, the compensation paid to his stenographic and clerical assistants, and the cost of printing his report shall be charged against and be borne by the parties in such proportion as the Court hereafter may direct.

If the appointment herein made of a Master is not accepted, or if the place becomes vacant during the recess of the Court, the Chief Justice shall have authority to make a new designation which shall have the same effect as if originally made by the Court herein.

Per Mr. Chief Justice Hughes.

United Gas Public Service Company,

Appellant,

807 vs.

State of Texas, et al.

ON CONSIDERATION of the motion of the appellees to dismiss the appeal in this cause,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Elbert B. Lindsey and E. R.
Lindsey, Petitioners,
660 vs.
State of Washington.

A petition having been filed herein for citation as for contempt,

ON CONSIDERATION THEREOF it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mamie Kinchlow, Petitioner,
948 vs.
Peoples Rapid Transit Co. and
Richmond Greyhound Lines, Inc.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mamie Kinchlow, Petitioner,
948 vs.
Peoples Rapid Transit Co. and
Richmond Greyhound Lines, Inc.

On petition for writ of certiorar
to the United States Court of Ap-
peals for the District of Columbi

ON CONSIDERATION of the petition for a writ of certiorari here in to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Commonwealth of Pennsylvania, ex rel.
Elmer Sullivan, Petitioner,
878 vs.
Stanley Ashe, Warden, State Penitentiary,
Western District of Pennsylvania.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Pennsylvania is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Abraham C. Berman, Petitioner,
886 vs.
The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The People of Puerto Rico,
Petitioner,
842 vs.
The Shell Co., (P.R.) Limited, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Bradley W. Palmer, Petitioner,

Order allowing certiorari.

848 vs.

Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Chicago Title and Trust Company, as Successor Trustee Under the Trust Deed Recorded as Document No. 10325493,

Order allowing certiorari.

Petitioner,

865 vs.

Forty-one Thirty-six Wilcox Building Corporation.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Chicago Title and Trust Company, as Successor Trustee Under the Trust Deed Recorded as Document No. 10325493.

Order allowing certiorari.

Petitioner,

866 vs.

Forty-one Thirty-six Wilcox Building Corporation.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceed-

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
887 vs.
H. C. Gowran.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Oscar F. Mayer, Petitioner,
862 vs.
Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted, and the case is assigned for hearing immediately following No. 848.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
895 vs.
Annie M. Pfeiffer.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is assigned for hearing immediately following No. 887.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Continental Oil Company,

Petitioner,

839 vs.

The United States.

ON CONSIDERATION of the motion to remand this case to the Court of Claims for further findings,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Continental Oil Company,

Petitioner,

839 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sabine Hardwood Company, Ltd.,

Petitioner,

846 vs.

Houston Oil Company of Texas, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Peter Young, Petitioner,
851 vs.
The New York, New Haven and Hartford Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Streckfus Steamers, Incorporated, Petitioner,
852 vs.
Geneva Dempsey Shuttleworth.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Katharine G. Benedict, Petitioner,
863 vs.
Savings Investment and Trust Company, as Trustee, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Katharine G. Benedict, Petitioner,
864 vs.
Savings Investment and Trust Company, as Trustee, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Shellmar Products Company, Petitioner,
871 vs.
Allen-Qualley Company, Ramco, Inc., and Milprint Products Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James R. Doering, Petitioner,
872 vs.
National Mortgage Corporation, Louis H. Pink, Superintendent of Insurance of the State of New York, etc., et al.

On petition for writ of certiorari to the Court of Errors and Appeals of the State of New Jersey.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Errors and Appeals of the State of New Jersey, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Shaler Company, Petitioner,
877 vs.
John W. Speaker and J. W. Speaker Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States, Petitioner,
880 vs.
Frederick S. Lee.

On petition for writ of certiorari to the Court of Claims.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George R. Bevan, Petitioner,
882 vs.
The New York, Chicago and St. Louis Railroad Company.

On petition for writ of certiorari to the Supreme Court of the State of Ohio.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Indiana Farmer's Guide Publishing Company, Petitioner,
904 vs.
The Prairie Farmer Publishing Company, Wallace Publishing Company, The Wisconsin Farmer Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anahma Realty Corporation, Petitioner,
925 vs.
Park-Lexington Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anahma Realty Corporation, Petitioner,
926 vs.
Park-Lexington Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

B. Levy & Son, Jacob Levy and I. Gates Levy, Petitioners,
930 vs.
J. Donald Reifsnyder, Trustee of Scranton Knitting Mills, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Grindley, Albert W. Kauffman, Charles W. Laycock, et al., Petitioners,
876 vs.
B. C. Schram, Receiver of First National Bank - Detroit, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hotel Syracuse Men's Shop, Inc., Richard P. Byrne, W. C. Lipe, Inc., et al., Petitioners,
879 vs.
George M. Haight, as Receiver of Salt Springs National Bank, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dave Girson and Sam Rivin, Petitioners,
884 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

General Utilities Investors Corporation, Associated Investing Corporation, Petitioners,
893 vs.
Public Service Corporation of New Jersey, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cassius McDonald, Petitioner,
897 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

R. J. Nitkey and Lillian P. Nitkey, Petitioner,
899 vs.
S. T. McKnight Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Heywood-Wakefield Company, Petitioner,
900 vs.
Edward F. Small.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. W. Gillespie, L. F. Rodgers and James G. Martin, Petitioners,
902 vs.
Sovereign Camp, Woodmen of the World.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. W. Gillespie, L. F. Rodgers and James G. Martin, Petitioners,
903 vs.
Yell County, Arkansas, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Reeves Brothers Company,
Petitioner,
272 vs.
The United States of America.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Richard M. Isenberg, Petitioner,
790 vs.
Homer S. Cummings, Attorney General of the United States, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anahma Realty Corporation,

Petitioner,

819 vs.

Park-Lexington Corporation.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Max Shulman, et al., Petitioners,

688 vs.

Wilson-Sheridan Hotel Company, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Ohio, ex rel. Carl Green,

Petitioner,

849 vs.

Charles E. King, Clerk of the Court of Common Pleas, etc., et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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O R D E R

The Court will take a recess from today until next Monday and from that day until Tuesday, June 1, upon which day it will adjourn for the term.

No motions, except motions for admission to practice, will be received after Monday, May 24.

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L. Gordon Hamersley, Petitioner,

564 vs.

The United States.

Motion for extension of time within which to file petition for rehearing submitted by Mr. Ralph Royall for the Petitioner.

L. Gordon Hamersley, Petitioner,

564 vs.

The United States.

ON CONSIDERATION of the motion of counsel for the Petitioner to extend the time within which to file a petition for rehearing in this cause,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted, and the time is extended for a period of thirty days from this date.

Per Mr. Chief Justice Hughes.

Ex parte Chester C. Bollenbach,

Petitioner.

—, Original.

Motion for leave to file petition for writ of certiorari submitted by Mr. George W. C. McCarter for the Petitioner.

State of Texas,

Complainant,

13, Original. vs.

State of Florida, et al.

Answers of the Defendants presented.

Hartridge-Cannon Company, et al.,

Petitioners,

499 vs.

J. W. Gillespie, et al.

Motion for leave to file petition for rehearing submitted by Mr. W. H. Poe for the Petitioners.

Hartridge-Cannon Company, et al.,

Petitioners,

499 vs.

J. W. Gillespie, et al.

Motion of the State of Florida for leave to intervene submitted by Mr. Cary D. Landis, Mr. W. P. Allen, and Mr. H. E. Carter in that behalf.

The Waco Development Company,

Petitioner,

767 vs.

D. Gordon Rupe, Jr., et al.

Motion for leave to file a second petition for rehearing submitted by Mr. J. D. Williamson for the Petitioner.

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Proclamation being made the Court is adjourned until Monday, May 24, next, at 12 o'clock.

MONDAY, MAY 24, 1937.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo.
Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Edwin H. Wenzel, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Herman Finkelstein, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Louis B. Frohlich, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jos. T. Robinson, It is ordered that Geo. E. Cronaugh, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Ben Connally, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Dillon Anderson, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Henry H. Brooks, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that William D. White, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jesse I. Miller, It is ordered that Dorothy I. Levy Morse, of Augusta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Leon Sacks, It is ordered that George Maxman, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John L. McClellan, It is ordered that Kenneth C. Coffelt, Esquire, of Benton, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick Steiwer, It is ordered that Frank C. Manley, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sherman Minton, It is ordered that Roy D. Davis, Esquire, of Gary, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas A. Jenkins, It is ordered that Forrest E. Claypool, Esquire, of Chillicothe, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jesse M. Smith, It is ordered that James M. Knudson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry F. Ashurst, It is ordered that Fred C. Wilson, Esquire, of Phoenix, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel Klaus, It is ordered that Bernard Sobol, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel Klaus, It is ordered that Herman A. Benjamin, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter C. Chandler, It is ordered that Herron C. Pearson, Esquire, of Jackson, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry P. Ashurst, It is ordered that Lemuel P. Mathews, Esquire, of Phoenix, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter C. Chandler, It is ordered that Caldwell Daniel, Esquire, of Paris, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert P. Bingham, It is ordered that Peter Seitz, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Guiford Stanley Jameson, It is ordered that Frederick DeWitt Shelton, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Arnold, It is ordered that Roland F. deFere, Esquire, of San Diego, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence O. McKay, It is ordered that Edward H. Cumpston, Esquire, of Rochester, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Allen E. Throop, It is ordered that Ernest Angell, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William E. Borah, It is ordered that Josiah Lyman, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Carl I. Wheat, It is ordered that James Milford Springer, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Paul Jones, It is ordered that Russell A. Johnson, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard S. Doyle, It is ordered that Harold B. Gross, Esquire, of Providence, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Fahy, It is ordered that Howard A. Stinson, Esquire, of Bremerton, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Fahy, It is ordered that Fred E. Wilson, Esquire, of Albuquerque, State of New Mexico, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Preston B. Kavanagh, It is ordered that Irving F. Austin, Esquire, of Compton, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph E. Day, It is ordered that Philip Buettner, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter Schaffner, It is ordered that Elliot A. Daitz, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Preston B. Kavanagh, It is ordered that LaMonte Cowles, Esquire, of Burlington, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis H. Stephens, It is ordered that Francis D. Stephens, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George L. Hart, Jr., It is ordered that Charles Harrison Mann, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dwight D. Taylor, It is ordered that Arthur H. Priest, Esquire, of Forest Hills, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dwight D. Taylor, It is ordered that Kenneth W. Carson, Esquire, of Forest Hills, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gerald E. Lyons, It is ordered that C. E. Woodward, Esquire, of Des Moines, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy St. Lewis, It is ordered that Frank Aranow, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. U. Bon Geaslin, It is ordered that Stanley F. Clay, Esquire, of Joplin, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jacob Spiegel, It is ordered that Maurice M. Goldman, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jacob Spiegel, It is ordered that Irving U. Townsend, Jr., Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Saul Nemser, It is ordered that Anthony F. Augelli, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur A. Alexander, It is ordered that James Thaddeus Clark, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank Walsh Glenn, It is ordered that Maurice J. Nicoson, Esquire, of Terre Haute, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence M. C. Smith, It is ordered that Ganson Purcell, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nathan A. Dobbins, It is ordered that Emory Byington Smith, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence M. C. Smith, It is ordered that David Schenker, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Maurice Kay, It is ordered that Sol Goodman, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles V. Imlay, It is ordered that Guy O. Walser, Esquire, of Bay Shore, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles V. Imlay, It is ordered that Theodore W. Mousel, Esquire, of Lindenhurst, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David Ziskind, It is ordered that David Sokol, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore B. Benson, It is ordered that Septimus B. Sightler, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William P. McCracken, It is ordered that Emma Elizabeth Dillon, of Trenton, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that Herman Ringle, Esquire, of New Brunswick, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis L. Hamby, It is ordered that Robert V. Morse, Esquire, of Ithaca, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Monroe Oppenheimer, It is ordered that Philip F. Maguire, Esquire, of Orlando, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jennings Bailey, Jr., It is ordered that James M. Graves, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry C. Shriver, It is ordered that John J. Walsh, Esquire, of Yonkers, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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Chas. C. Steward Machine Company, Petitioner,

837 vs.

Harwell G. Davis, Individually and as Collector of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Alabama.

Per Mr. Justice Cardozo.

Separate opinion by Mr. Justice McReynolds.

Separate opinion by Mr. Justice Sutherland in which Mr. Justice Van Devanter joins.

Dissenting opinion by Mr. Justice Butler.

Guy T. Helvering, Commissioner of Internal Revenue, and William M. Welch, Collector of Internal Revenue for the District of Massachusetts., et al., Petitioners,
910 vs.
George P. Davis.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, it is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed and the decree of the District Court affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Massachusetts for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Dissenting: Mr. Justice McReynolds and Mr. Justice Butler.

The Mantle Lamp Company of America, Petitioner,
765 vs.
Aluminum Products Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Roberts.

Albert A. Carmichael, Individually and as Attorney General of the State of Alabama, et al., Appellants, vs. Southern Coal & Coke Company. 724

Appeal from the District Court of the United States for the Middle District of Alabama.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Middle District of Alabama, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Dissenting: Mr. Justice McReynolds.

Dissenting opinion by Mr. Justice Sutherland in which Mr. Justice Van Devanter and Mr. Justice Butler concur.

Albert A. Carmichael, Individually and as Attorney General of the State of Alabama, et al., Appellants, vs. Gulf States Paper Corporation. 797

Appeal from the District Court of the United States for the Middle District of Alabama.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Middle District of Alabama, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Dissenting: Mr. Justice McReynolds.

Dissenting opinion by Mr. Justice Sutherland in which Mr. Justice Van Devanter and Mr. Justice Butler concur.

Robert G. Stone and Carrie M. Stone, Trustees Under Will of Galen L. Stone, Petitioners,

202 of 1935

vs.

Thomas W. White, Former Collector of Internal Revenue at Boston, Massachusetts.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Massachusetts.

Per Mr. Justice Stone.

Dissenting: Mr. Justice Roberts.

United States ex Relatione Girard Trust Company, Trustee Under the Will of John A. Brown, Jr., Deceased, Petitioner,

285

vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On writ of certiorari to the United States Court of Appeals for the District of Columbia.

THIS CAUSE came on to be heard on the transcript of the record from the United States Court of Appeals for the District of Columbia, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Columbia.

Per Mr. Justice Stone.

Dissenting: Mr. Justice Roberts.

Jesse C. Duke,
907 vs.
The United States of America.

On a certificate from the United States Circuit Court of Appeals for the Fourth Circuit.

THIS CAUSE came on to be heard on a certificate from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is the opinion of this Court that both of the questions certified must be answered in the affirmative.

WHEREUPON, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Justice Sutherland.

Paul Senn, Appellant,
658 vs.
Tile Layers Protective Union, Local No. 5, Charles Schreiber, et al.

Appeal from the Supreme Court of the State of Wisconsin.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Wisconsin, and on motion to dismiss which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, denied.

AND IT IS FURTHER ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brandeis.

Dissenting opinion by Mr. Justice Butler in which Mr. Justice Van Devanter, Mr. Justice McReynolds, and Mr. Justice Sutherland join.

Hartford Steam Boiler and Inspection and Insurance Company and W. M. Francis, Appellants,

vs.

William B. Harrison, Insurance Commissioner.

Appeal from the Supreme Court of the State of Georgia.

355

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Georgia, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice McReynolds.

Dissenting opinion by Mr. Justice Roberts in which Mr. Justice Brandeis, Mr. Justice Stone, and Mr. Justice Cardozo concur.

C. R. Townsend and Park Bernard, a Partnership Known as Townsend & Bernard, Doing Business as Cook County Warehouse, Appellants,

vs.

M. J. Yeomans, Attorney General of the State of Georgia, et al.

Appeal from the District Court of the United States for the Middle District of Georgia.

781

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Middle District of Georgia, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

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The Chief Justice announced the following orders of the Court:

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Kenyon V. Painter, Appellant,
938 vs.
The State of Ohio.

Appeal from the Supreme Court of the State of Ohio.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Kenyon V. Painter, Appellant,
938 vs.
The State of Ohio.

ON CONSIDERATION of the motion of the appellee for leave to file a statement against jurisdiction in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Catherine Fearon, Appellant,
944 vs.
Charles Treanor.

Appeal from the Supreme Court of the State of New York.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

W. French Grubb, Appellant, vs. E. H. Lawman, Receiver, etc. — Appeal from the Supreme Court of the State of Tennessee.

947

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Tennessee, and on motion to dismiss which was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the appeal herein be, and the same is hereby, dismissed for the reason that the judgment sought here to be reviewed is based upon a non-federal ground adequate to support it.

Per Mr. Chief Justice Hughes.

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The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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O R D E R

It is ordered that Rule I of the Rules of Practice and Procedure in Criminal Cases be, and the same is hereby, amended to read as follows:

I. Sentence.— After a plea of guilty, or a verdict of guilt by a jury or finding of guilt by the trial court where a jury is waived, and except as provided in the Act of March 4, 1925, c. 521, 43 Stat. 1259, sentence shall be imposed without delay unless (1) a motion for the withdrawal of a plea of guilty, or in arrest of judgment or for a new trial, is pending, or the trial court is of opinion that there is reasonable ground for such a motion; or (2) the condition or character of the defendant, or other pertinent matters, should be investigated in the interest of justice before sentence is imposed. The judgment setting forth the sentence shall be signed by the judge who imposes the sentence and shall be entered by the clerk.

Pending sentence, the court may commit the defendant or continue or increase the amount of bail.

Per Mr. Chief Justice Hughes.

Ex Parte Chester G. Bollenbach,

Petitioner.

—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Texas, Complainant,

13, Original. vs.

The State of Florida, et al.

The answers of the defendants are received and ordered filed.

Per Mr. Chief Justice Hughes.

Leander T. Reilly, et al.,

Petitioners,

974 vs.

Mike and Anna Stedronsky, et al.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Leander T. Reilly, et al., Petitioners,
974 vs.
Mike and Anna Stedronsky, et al.

On petition for writ of certiorari to the Supreme Court of the State of Ohio.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

L. C. Turman, Petitioner,
978 vs.
Beryl Turman.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

L. C. Turman, Petitioner,
978 vs.
Beryl Turman.

On petition for writ of certiorari to the Court of Civil Appeals of the State of Texas, 2nd Supreme Judicial District.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Civil Appeals of the State of Texas, 2nd Supreme Judicial District, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Phillip G. Keese, Petitioner,

984 vs.

Fred G. Zerbst, Warden of United States Penitentiary, Leavenworth, Kansas.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Phillip G. Keese, Petitioner,

984 vs.

Fred G. Zerbst, Warden of United States Penitentiary, Leavenworth, Kansas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomas E. Thorpe, Petitioner,

990 vs.

The State of Ohio.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomas E. Thorpe, Petitioner,
990 vs.
The State of Ohio.

On petition for writ of certiorari to the Supreme Court of the State of Ohio.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hartridge-Cannon Company, et al.,
Petitioners,
499 vs.
J. W. Gillespie, et al.

ON CONSIDERATION of the motion of the State of Florida for leave to file a petition to intervene in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the petition to intervene in this cause be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Herman C. Groman, Petitioner,
854 vs.
Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, on Relation of Chester A. Willoughby, as Trustee in Bankruptcy of National Mechanical Service Co., et al., Petitioner,

905 vs.

Sam Howard and Continental Casualty Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Louis Vogt, Sheriff of Kenton County, Kentucky, Petitioner,

909 vs.

John J. Murphy.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Circuit Court of Kenton County, State of Kentucky, is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Iron Ross, as Receiver of the First National Bank of Perry, etc., Petitioners,

911 vs.

W. V. Knott, as Treasurer of the State of Florida, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Joseph K. Willing, Receiver of Commercial National Bank, Philadelphia, Pennsylvania, Petitioner,

934 vs.

Israel Binenstock, Individually and as Surviving Partner of the Partnership Firm of Swinger and Binenstock, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

916 vs.

Raymond I. Bashford.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted, and the case is assigned for argument immediately following No. 854.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Worcester County Trust Company,
Executor, Petitioner,
922 vs.
Ray L. Riley, Controller of the
State of California, et al.

Order Allowing Certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Worcester County Trust Company,
Executor, Petitioner,
922 vs.
Ray L. Riley, Controller of the
State of California, et al.

ON CONSIDERATION of the motion of Henry L. Long, Commissioner of Corporations and Taxation for the Commonwealth of Massachusetts, to intervene as a party respondent in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Robert W. Halliday and Mabel F. Halliday, Petitioners,
867 vs.
State of Ohio, ex rel. I. J. Fulton, Superintendent of Banks, etc.

On petition for writ of certiorari to the Supreme Court of the State of Ohio.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert W. Halliday and Mabel F. Halliday, Petitioners,
868 vs.
State of Ohio, ex rel. I. J. Fulton, Superintendent of Banks, etc.

On petition for writ of certiorari to the Supreme Court of the State of Ohio.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert W. Halliday and Mabel F. Halliday, Petitioners,
869 vs.
State of Ohio, ex rel. I. J. Fulton, Superintendent of Banks, etc.

On petition for writ of certiorari to the Supreme Court of the State of Ohio.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be,

L. Robinson Maddox, Petitioner,
883 vs.
Garnett O. Jinkens, Otherwise
Known as Mrs. Waldo A. Ross.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hubert F. Laugharn, as Trustee in Bankruptcy of Jack Dave Sterling, Bankrupt,
Petitioner,
891 vs.
Bank of America National Trust and
Savings Association.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rosa B. Hylton, Administratrix,
etc., Petitioner,
892 vs.
Southern Railway Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chester G. Bollenbach, Petitioner,
894 vs.
Botany Consolidated Mills, Inc.,
Debtor, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rayburn Morris, Petitioner,
896 vs.
J. B. Davis, Sheriff of
Grayson County, Texas, et al.

On petition for writ of certiorari to the Court of Criminal Appeals, State of Texas.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Criminal Appeals, State of Texas, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marie Minor Sanbern, and J. A. Minor,
Former Executrix and Executor of the
Estate of Dr. William E. Minor,
Petitioners,
898 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chicago, St. Paul, Minneapolis and Omaha Railway Company, Petitioner,
901 vs.
Delmar E. Kulp, as Administrator of the Estate of Harry Rice Kulp, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles W. Nash, Petitioner,
913 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John F. Millhaubt, Petitioner,
914 vs.
The State of Kansas.

On petition for writ of certiorari to the Supreme Court of the State of Kansas.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Kansas, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

164 East 72nd Street Corporation, Petitioner,
915 vs.
Mary Mulholland Gunder.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Klee Corporation and Manufacturers Trust Company, Petitioners,
919 vs.
George E. Roosevelt, Edwin R. A. Seligman, Louis K. Comstock, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

City of Memphis, Petitioner,
923 vs.
Illinois Central Railroad Co., et al.

On petition for writ of certiorari to the Court of Appeals of the State of Tennessee.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Court of Appeals of the State of Tennessee, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

F. E. Buffum, as Trustee in Bankruptcy of Henry Joseph Barceloux, Bankrupt,
Petitioner,
927 vs.
Maryland Casualty Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marshall Keig, Trustee,
Petitioner,
928 vs.
Hiram Lloyd, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Movietonews, Inc., Employer, and Globe Indemnity Company, Insurance Carrier,
Petitioners,
929 vs.
Lucille Z. Alexander, Widow, and Prentice Pace Alexander, etc.

On petition for writ of certiorari to the Supreme Court of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John W. Irvin, Petitioner,
932 vs.
Buick Motor Company and
General Motors Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

General Electric Company, Petitioner,
940 vs.
Electric Machinery Manufacturing Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Southern Boulevard Railroad Company, Petitioner,
941 vs.
The City of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomas J. Kitcher, Petitioner,
784 vs.
George B. Sherwood.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alexander S. Coplin, Ben F. Serlis and Joseph Konwiser, Petitioners,
885 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hartridge-Cannon Company, et al.,
Petitioners,
499 vs.
J. W. Gillespie, et al.

ON CONSIDERATION of the motion for leave to file a petition for rehearing in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, granted.

AND IT IS FURTHER ORDERED that the petition for rehearing be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Waco Development Company,

Petitioner,

767 vs.

D. Gordon Rupe, Jr., et al.

ON CONSIDERATION of the motion for leave to file a second petition for rehearing in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. H. H. Chamberlin, Inc., Appellant,

49 vs.

Elmer F. Andrews, Industrial Commissioner of the State of New York, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. C. Stearns & Co., Appellant,

50 vs.

Elmer F. Andrews, Industrial Commissioner of the State of New York, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Associated Industries of New York
State., Inc., Appellant,
64 vs.
The Department of Labor of the
State of New York, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Amaral, et al., Petitioners,
799 vs.
Leslie A. Cleary, Individually, etc., et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John S. Borges, et al., Petitioners,
800 vs.
Luther P. Loftis, as Sheriff, etc., et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joe Affonso, et al., Petitioners,

801 vs.

N. L. Cornell, Individually, etc., et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Donald Francis Campbell, Petitioner,

829 vs.

Commissioner of Internal Revenue.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Albee Godfrey Whale Creek Company, Inc.,
Petitioner,

873 vs.

Frances Dingfeldt, Widow of Arthur
Dingfeldt, Deceased, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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Tennessee Valley Authority, et al.,

Petitioners,

1005 vs.

The Tennessee Electric Power Company, et al.

ON CONSIDERATION of the motion of Mr. Solicitor General Reed to shorten the time for filing Respondents' brief in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Texas, Complainant,

13, Original. vs.

State of Florida, et al.

Motion for the appointment of a Special Master submitted by Mr. William McCraw for the Complainant.

Edgar W. Bassick, Petitioner,

425 vs.

Commissioner of Internal Revenue; and

Jessie S. Perkins, Petitioner,

426 vs.

Commissioner of Internal Revenue.

Motion for leave to file a second petition for rehearing submitted by Mr. Louis J. Altkrug for the Petitioners.

Edgar W. Bassick, Petitioner,

425 vs.

Commissioner of Internal Revenue; and

Jessie S. Perkins, Petitioner,

426 vs.

Commissioner of Internal Revenue.

ON CONSIDERATION of the motion for leave to file a second petition for rehearing in these cases,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte Annie Sherman, et al.,

Petitioners.

—, Original.

Motion for leave to file petition for writ of certiorari submitted by Mr. Charles Leibman for the Petitioners.

S. Harold Smith, Executor of the
Estate of Samuel B. Smith, Deceased,

Petitioner,

102, O.T. 1934 · vs.

E. H. Snow, et al.

Motion for recall and amendment of the mandate submitted by Mr. Ralph E. Williamson for the Respondents.

S. Harold Smith, Executor of the Estate of Samuel B. Smith, Deceased,

Petitioner,

102, O.T. 1934 vs.

E. H. Snow, et al.

Petition for leave to file in the District Court a petition to file supplemental answer and for rehearing submitted by Mr. Ralph E. Williamson for the Respondents.

In the Matter of the

Disbarment of Tobias C. Phillips.

Return to the rule to show cause presented.

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Proclamation being made the Court is adjourned until Tuesday, June 1, next, at 12 o'clock.

TUESDAY, JUNE 1, 1937.

Pursuant to adjournment the Court met at the Supreme Court Building.

PRESENT:

Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo. Associate Justices.

Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that Earle C. Parks, Esquire, of Belmont, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that John C. Jackson, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered Joe S. Brown, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Stanley Reed, It is ordered that William B. Barry, Esquire, of Hollis, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Francis E. Walter, Esquire, of Easton, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold G. Mosier, It is ordered that Charles Dent Fogle, Esquire, of Marietta, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold G. Mosier, It is ordered that Geo. B. Wells, Esquire, of Akron, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Prentiss M. Brown, It is ordered that George D. O'Brien, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Prentiss M. Brown, It is ordered that Andrew J. Transue, Esquire, of Flint, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that John P. Vallilee, Esquire, of Towanda, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hardin Peterson, It is ordered that Vernon C. Rawls, Esquire, of Lakeland, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. Jasper Bell, It is ordered that Louis J. Mazuch, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Edgar E. Witt, Esquire, of Waco, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Byron Harlan, It is ordered that William C. Wiseman, Esquire, of Dayton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. D. McReynolds, It is ordered that J. B. Milligan, Esquire, of Chattanooga, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hardin Peterson, It is ordered that Guss Wilder, Esquire, of Clearwater, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Gwynne, It is ordered that Charles Ernest Hughes, Esquire, of Belle Plaine, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that Charles G. Casteel, Esquire, of McCaysville, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles F. McLaughlin, It is ordered that Hugh J. Boyle, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles F. McLaughlin, It is ordered that William J. O'Mahony, Esquire, of Great Falls, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. P. Hill, It is ordered that Hal S. Whitten, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold G. Mosier, It is ordered that Elizabeth Baltimore Bell, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold G. Mosier, It is ordered that Wm. K. Pringle, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold W. Fraser, It is ordered that John J. Kendrick, Esquire, of Toledo, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Leslie C. McNemar, It is ordered that Hobart A. Sailor, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund W. Wakelee, It is ordered that Wendell J. Wright, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David L. Klein, It is ordered that Bernard L. Miller, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Schmitt, It is ordered that Benjamin Gerard Hartzog, Esquire, of Columbia, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. Russell Riordon, It is ordered that Marston Allen, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George W. Dalzell, It is ordered that Ethel M. Oats, of East Rockaway, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Horace T. Jones, It is ordered that Robert A. Hitch, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sam E. Wassell, It is ordered that Guernsey F. Cross, Esquire, of Gallicoon, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Archie K. Shipe, It is ordered that Donald Macleay, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Archie K. Shipe, It is ordered that Elmer J. Waitty, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Josephus C. Trimble, It is ordered that Fred B. Woodard, Esquire, of Dewey, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Wm. A. Blakley, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. H. Bilbrey, It is ordered that Ralph P. Dunn, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hyman Korn, It is ordered that Samuel Schwartz, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Gilmore Feely, It is ordered that J. Raymond Dubee, Esquire, of Cranston, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Frank Staley, It is ordered that P. Peter Briola, Esquire, of Bar Harbor, State of Maine, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George M. Morris, It is ordered that Joseph W. Worthen, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank S. Appleman, It is ordered that John J. Curran, Esquire, of Watertown, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arnold Baum, It is ordered that Henry Pearlman, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank S. Appleman, It is ordered that Leo F. Caldwell, Esquire, of Arlington, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. Barrett Prettyman, It is ordered that Edward J. Curran, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David Schenker, It is ordered that Abner Mirsch Goldstone, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richmond B. Keech, It is ordered that Samuel E. Richards, Esquire, of Muskogee, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hallock P. Long, It is ordered that Milton J. Landvoigt, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hallock P. Long, It is ordered that Gertrude H. Smith, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hallock P. Long, It is ordered that Wilbur F. Smith, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David Schenker, It is ordered that Felix S. Cohen, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George E. Strong, It is ordered that Joseph Walsh Stewart, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George E. Strong, It is ordered that Rickard H. Lauritzen, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis A. Gravelle, It is ordered that Max G. Ruge, Esquire, of Chesterton, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Barron, It is ordered that James C. McManaway, Esquire, of Clarksburg, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David Ziskind, It is ordered that Howard J. Lichtenstein, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter L. Rice, It is ordered that John W. Aiken, Esquire, of Hickory, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sidney L. Sinnott, It is ordered that Virgil P. Randolph, Jr., Esquire, of Richmond, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Thomas Taylor, It is ordered that Mark P. Milnor, Esquire, of Harrisburg, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Thomas Taylor, It is ordered that David C. Colladay, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert N. Miller, It is ordered that Charles W. Littlefield, Esquire, of Montclair, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arnold Raum, It is ordered that Telford Taylor, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arnold Raum, It is ordered that A. Warren Littman, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick W. Dewart, It is ordered that Loren P. Oakes, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Horace Russell, It is ordered that Allen W. Clapp, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richmond B. Keech, It is ordered that Genevieve A. Wesely, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul Sleman, It is ordered that John Sumner Wood, Esquire, of Chevy Chase, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. U. Bon Geaslin, It is ordered that N. Murry Edwards, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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W. A. Thomas, Collector of Internal Revenue, Petitioner,
824 vs.
J. J. Perkins, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Texas.

Per Mr. Justice Butler.

Dissenting: Mr. Justice Stone and Mr. Justice Cardozo.

Great Lakes Transit Corporation,
Petitioner,
716 vs.
Interstate Steamship Company and
Atlantic Mutual Insurance Company, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

THIS CAUSE came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Ohio for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

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The Chief Justice announced the following orders of the Court:

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Goodman Lumber Company,
Appellant,
855 vs.
The United States of America,
Interstate Commerce Commission, et al.

Appeal from the District Court of the United States for the Eastern District of Wisconsin.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Wisconsin, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Hughes.

A. O. Smith Corporation, Appellant,
856 vs.
The United States of America and Interstate Commerce Commission.

Appeal from the District Court of the United States for the Eastern District of Wisconsin.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Wisconsin, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Hughes.

Railroad Commission of the State of California, Leon O. Whitsell, Wallace L. Ware, et al., Appellants,
804 vs.
Pacific Gas and Electric Company.

Appeal from the District Court of the United States for the Northern District of California.

THIS CAUSE came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of California, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Mr. Justice Sutherland took no part in the consideration or decision of this case.

Marguerite Dolbow,
Appellant,
988 vs.
State of New Jersey.

Appeal from the Court of Errors and Appeals of the State of New Jersey.

THIS CAUSE came on to be heard on the transcript of the record from the Court of Errors and Appeals of the State of New Jersey, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Norman Driscoll, Appellant,
989 vs.
State of New Jersey.

Appeal from the Court of Errors and Appeals of the State of New Jersey.

THIS CAUSE came on to be heard on the transcript of the record from the Court of Errors and Appeals of the State of New Jersey, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

The Texas Company and The Maryland Casualty Company, Appellants,
1010 vs.
Howard Dyer, Vehicle Commissioner of the State of Mississippi.

Appeal from the Supreme Court of the State of Mississippi.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Mississippi, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Columbus P. Giragi and George A. Giragi, Co-partners doing business under the firm name and style of "Giragi Brothers Publishers," et al., Appellants,
1019 vs.
Thad M. Moore, et al., as members of and constituting the State Tax Commission of Arizona.

Appeal from the Supreme Court of the State of Arizona.

THIS CAUSE came on to be heard on the transcript of the record from the Supreme Court of the State of Arizona, and was argued by counsel.

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

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The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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In re: Disbarment of Tobias C. Phillips.

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Upon consideration of the order of the Circuit Court of Mercer County, West Virginia, dated May 20, 1937, reinstating Tobias C. Phillips as a member of the Bar of the courts of the State of West Virginia, it is ordered that the order of this Court of April 26, 1937, suspending Tobias C. Phillips from the further practice of law in this Court, be, and the same is hereby, vacated, and that the Rule to Show Cause, issued April 26, 1937, be, and the same is hereby, discharged.

Per Mr. Chief Justice Hughes.

Ex Parte Annie Sherman, et al.,

Petitioners.

—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte Joseph Poresky, Petitioner.

—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of mandamus herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ex Parte Harry C. Robertson,

Petitioner.

—, Original.

ON CONSIDERATION of the motion for leave to file a petition for writ of habeas corpus herein,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Texas, Complainant,

13, Original. vs.

The State of Florida, et al.

The motion for the appointment of a Special Master is granted, and it is ordered that John S. Flannery, of Washington, D. C., be, and he is hereby, appointed Special Master in this cause, with authority to summon witnesses, issue subpoenas, and to take such evidence as may be introduced and such as he may deem it necessary to call for.

The Master is directed to make findings of fact and conclusions of law, and to submit the same to this Court with all convenient speed, together with his recommendations for a decree. The findings, conclusions, and recommendations of the Master shall be subject to consideration, revision, or approval by the Court.

The allowances to him, the compensation paid to his stenographic and clerical assistants, and the cost of printing his report shall be charged against and be borne by the parties in such proportion as the Court may hereafter direct.

If the appointment herein made of a Master is not accepted, or if the place becomes vacant during the recess of the Court, the Chief Justice shall have authority to make a new designation which shall have the same effect as if originally made by the Court herein.

Per Mr. Chief Justice Hughes.

S. Harold Smith, Executor of the
Estate of Samuel V. Smith, De-
ceased, Petitioner,
102 O.T. 1934 vs.
E. H. Snow, et al., etc.

The motion to recall and amend the mandate is denied.

The motion for leave to file a supplemental answer and petition for rehearing in the United States District Court for the District of Minnesota is denied, without prejudice to an application to the District Court which may deal with the matter unaffected by the mandate of this Court.

Per Mr. Chief Justice Hughes.

Silas Ezra, Suing on Behalf of Himself,
Individually, etc., Petitioner,
940 O.T. 1934 vs.
Thomas W. Lamont, et al.

ON CONSIDERATION of the motion for leave to file a petition for rehearing in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Ohio, ex rel Carl
Green, Petitioner,
849 vs.
Charles E. King, Clerk of the Court
of Common Pleas, Franklin County,
Ohio, et al.

ON CONSIDERATION of the motion for leave to file a second petition for rehearing in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Texas & New Orleans Railroad
Company, et al., Petitioners,
836 vs.
Emma E. Neill, et al.

ON CONSIDERATION of the motion of the Respondents to dismiss the writ of certiorari in this case,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. R. McLeod, as Sheriff of Hillsborough County, Florida, et al.,
Petitioners,
931 vs.
Frank E. Cooper, as Trustee, etc.

ON CONSIDERATION of the motion of the Respondent for leave to proceed herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bayard E. Weibert, Petitioner,
1004 vs.
The People of the State of California.

ON CONSIDERATION of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bayard E. Weibert, Petitioner,
1004 vs.
The People of the State of California.

On petition for writ of certiorari to the District Court of Appeal of the State of California, 2nd Appellate District.

ON CONSIDERATION of the petition for a writ of certiorari herein to the District Court of Appeals of the the State of California, 2nd Appellate District, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Opal Abrams Madison, joined pro forma by her husband, Curtis Madison, et al.,
Petitioners,
1037 vs.
Phillips Petroleum Company.

On consideration of the motion for leave to proceed further herein in forma pauperis,

IT IS ORDERED by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Opal Abrams Madison, joined pro forma by her husband, Curtis Madison, et al.,
Petitioners,
1037 vs.
Phillips Petroleum Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Roberts took no part in the consideration or decision of this application.

The United States of America, et al.,

Appellants,

994 vs.

W. V. Griffin and H. W. Purvis, Receivers for Georgia & Florida Railroad.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Puget Sound Stevedoring Company,

Appellant,

1000 vs.

The Tax Commission of the State of Washington, et al., etc.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The Atlantic Refining Company,

Appellant,

40- vs.

Commonwealth of Virginia.

It is ordered that this case be restored to the Docket for re-argument.

Per Mr. Chief Justice Hughes.

Chester C. Dodge, et al., Appellants,

713 vs.

Board of Education of the City of Chicago, et al.

It is ordered that this case be restored to the docket for re-argument.

Per Mr. Chief Justice Hughes.

E. Pat Kelly, as Director, etc., et al.,

Petitioners,

552 vs.

State of Washington, on the Relation of Foss Co., Inc., et al.

This case is assigned for reargument, with direction to the Clerk to give notice to the Attorney General of the United States who is requested to present the views of the Government upon the question whether Chapter 200 of the Laws of 1907 of the State of Washington, or the action of the officers of the State thereunder, conflicts with the authority of the United States or with the action of its officers under the Acts of Congress. Brief may be filed by the Government on or before September 4, 1937, with leave to the respective parties to file briefs in reply on or before October 1, 1937.

Per Mr. Chief Justice Hughes.

Ernest K. James, Individually and as State Tax Commissioner of the State of West Virginia, Appellant,

625 vs.

The Dravo Contracting Company.

Silas Mason Company, Inc., et al.,

Appellants,

773 vs.

Tax Commission of the State of Washington, et al.

David H. Ryan, Appellant,

774 vs.

The State of Washington, et al.

These cases are assigned for reargument, with direction to the Clerk to give notice to the Attorney General of the United States who is re-

quested to present the views of the Government upon the questions (1) as to jurisdiction over the areas in which the work of the several contractors is being performed, and (2) whether the state tax imposes a burden upon the Government.

Briefs may be filed by the Government on or before September 4, 1937, with leave to the respective parties to file briefs in reply on or before October 1, 1937.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner
of Internal Revenue, et al.,

Petitioners,

910 vs.

George P. Davis.

On consideration of the opinion filed in this cause on May 24, 1937, it is ordered that the following amendments be made therein:

1. The last paragraph on page 4, continuing for two lines on page 5, is amended to read as follows:

"A petition for certiorari followed. It was filed by the intervening defendants, the Commissioner and the Collector, and brought two questions, and two only, to our notice. We were asked to determine: (1) 'Whether the tax imposed upon employers by Section 804 of the Social Security Act is within the power of Congress under the Constitution,' and (2) 'whether the validity of the tax imposed upon employees by Section 801 of the Social Security Act is properly in issue in this case, and if it is, whether that tax is within the power of Congress under the Constitution.' The defendant corporation gave notice to the Clerk that it joined in the petition but it has taken no part in any subsequent proceedings. A writ of certiorari issued."

2. The words "decree for an injunction" on the ninth line of page 5 are struck out, and the words "equitable remedy" are substituted.

3. In the title of the cause the word "Petitioners" where i

now appears is struck out, and inserted following the name of the Edison Electric Illuminating Company of Boston.

Per Mr. Chief Justice Hughes.

Fidelity & Deposit Company of Maryland,
Petitioner,
943 vs.
Louis H. Pink, Superintendent of Insurance of the State of New York, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Chief Justice took no part in the consideration or decision of this application.

Gertrude Kay, alias Gertrude Klein,
Petitioner,
991 vs.
The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Mr. Justice Cardozo took no part in the consideration or decision of this application.

The National City Bank of New York, Petitioner,

924 vs.

The People of the Philippine Islands.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the Commonwealth of the Philippines is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Harry H. Woodring, Secretary of War of the United States of America, et al., Petitioners,

945 vs.

Clarksburg-Columbus Short Route Bridge Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Aetna Insurance Company, Petitioner,

946 vs.

Illinois Central Railroad Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Illinois is granted. And it is further ordered that the duly certified copy of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

James D. Smyth, Executor of the Estate of James J. Ransom, Deceased,

Petitioner,

960 vs.

The United States.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Dixie Terminal Company,

Petitioner,

961 vs.

The United States.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Phillips-Jones Corporation, Individually, and Annie G. Phillips, et al.,

Petitioners,

963 vs.

C. S. Parmley, C. H. Parnell, Effie E. Scott, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
986 vs.
Bradley W. Palmer.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Textile Machine Works, Petitioner,
993 vs.
Louis Hirsch Textile Machines, Inc.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

David A. Wright,
Petitioner,
939 vs.
The United States.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Alabama Power Company, Petitioner,
1024 vs.
Harold L. Ickes, as Federal Emergency Administrator of Public Works, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Alabama Power Company, Petitioner,
1025 vs.
Harold L. Ickes, as Federal Emergency Administrator of Public Works, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Iowa City Light and Power Company, Petitioner,
1026 vs.
Harold L. Ickes, as Federal Emergency Administrator of Public Works, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Court of Appeals for the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

William D. Frad, Petitioner,

1027 vs.

John J. Kelly, United States Marshal
for the Southern District of New York,
United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Jose Garcia, Petitioner,

874 vs.

The People of the Philippine Islands.

On petition for writ of certiorari to the Supreme Court of the Commonwealth of the Philippines.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the Commonwealth of the Philippines, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. A. Herring,
Petitioner,

908 vs.

State of Oklahoma.

On petition for writ of certiorari to the Criminal Court of Appeals, State of Oklahoma.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Criminal Court of Appeals, State of Oklahoma, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. B. Ellingson, Substituted for J. C. Scully, Receiver of the First National Bank of Beverly Hills, California,
Petitioner,
917 vs.
Pacific States Savings and Loan Company, C. C. Moseley, Viola H. Moseley, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Samuel H. Davis, Petitioner,
918 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New York Trust Company, Executor, Estate of John C. Leslie,
Petitioner,
921 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now hereby ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. R. McLeod, as Sheriff of Hillsborough County, Florida, and C. M. Brubaker, Petitioners,

931 vs.

Frank E. Cooper, as Trustee of Charles Edward Owings, Bankrupt.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gulf, Mobile & Northern Railroad Company, et al., Petitioners,

933 vs.

L. C. Kelly.

On petition for writ of certiorari to the Supreme Court of the State of Mississippi.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Mississippi, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomas P. Ratigan, Jr., Petitioner,

935 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pan Shan Hang, Claimant of the Chinese Steamship "Shangho," etc., and T. Matsuura, Master, Petitioners,

936 vs.

M. Prestlien.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Margaret W. Long and George M. Cushing, Trustees for Margaret W. Long, Petitioners,

937 vs.

John Stites, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Elmer W. Brandes, Guardian of the Estate of Ann Newbold Brandes, a Minor, Petitioner,

942 vs.

Norman B. Pitcairn and Frank C. Nicodemus, Jr., Receivers of the Ann Arbor Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. G. Roby, J. N. Pierce, Bertha Pierce, et al., Petitioners,
949 vs.
Ray M. Dunnett, James G. Cloud, John M. Wheeler, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Pullman Company, Petitioner,
950 vs.
Edward Webster.

On petition for writ of certiorari to the Supreme Court of the State of Ohio.

ON CONSIDERATION of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

IT IS NOW HERE ORDERED by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Richard M. Cadwalader, Jr., Petitioner,
951 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pedro Albizu Campos, et al., Petitioners,
952 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sam S. Fox, Petitioner,
953 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Leslie Ravenscroft and Maxime Adda, Co-partners Doing Business Under the Firm Name and Style of Strauss & Co., et al., Petitioners,
954 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Massachusetts Bonding & Insurance Company, Petitioner,
955 vs.
John R. Thompson Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Independent Workers of Clayton Marks & Company, et al., Petitioners,
956 vs.
L. W. Beman, Individually and as Regional Director of the National Labor Relations Board of the Thirteenth Region, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Samuel C. Duberstein, as Trustee in Bankruptcy of Samuel Keil, Bankrupt, Petitioner,
959 vs.
Samuel Keil, and Prudential Insurance Company of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert B. Updike, Petitioner,
964 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jacob Shapiro, Petitioner,
970 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Max Nacht and Jacob Perner,
Petitioners,
977 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Annie Sherman, et al., Petitioners,
980 vs.
333 North Michigan Avenue Building Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank J. Denniston, Petitioner,
992 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Electric Bond and Share Company,
American Gas and Electric Company,
et al., Petitioners,
995 vs.
Securities and Exchange Commission,
et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

August Balter, Edward C. Barnidge, Louis Christopherson, et al., Petitioners, vs. Harold L. Ickes, Individually and as Secretary of the Interior of the United States, et al.

957

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

T. L. Tally and Corbar Corporation, Petitioners, vs. Fox Film Corporation, Wesco Corporation, Twentieth Century Fox, et al.

1003

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Tennessee Valley Authority, et al., Petitioners, vs. The Tennessee Electric Power Company, et al.

1005

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

El Paso Electric Company, et al., Petitioners,
1017 vs.
Edwin A. Elliott, Regional Director of the National Labor Relations Board, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. S. Perrin, N. Kaufman and Others, Individually and as Members of El Paso Electric Company Employes' Representation Plan, et al., Petitioners,
1018 vs.
Edwin A. Elliott, Regional Director of the National Labor Relations Board, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lloyd F. Williams, Walter A. Everaman, Harry W. Morgan, et al., Petitioners,
971 vs.
Great Lakes Terminal Warehouse Company of Toledo, Debtor, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Harriett D. May, Administratrix of the Estate of George W. May, Deceased, Petitioner,

979 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Howe Totten, Petitioner,

1006 vs.

John C. Harlowe & Elva D. Harlowe, Ralph P. Barnard, et al.

On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia.

ON CONSIDERATION of the petition for a writ of certiorari herein to the United States Court of Appeals for the District of Columbia, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

National Electric Products Corporation, Petitioner,

805 vs.

Circle Flexible Conduit Co., Inc., et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lillian Clawans,

Petitioner,

857 vs.

District of Columbia.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Paysoff Tinkoff, Petitioner,

889 vs.

The United States of America.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Klee Corporation, et al.,

Petitioners,

919 vs.

George E. Roosevelt, et al.

A petition for rehearing having been filed in this case,

UPON CONSIDERATION thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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The Chief Justice announced the following order:

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O R D E R

All cases submitted and all business before the Court at this Term having been disposed of,

IT IS ORDERED BY THIS COURT that all cases on the docket be, and they are hereby, continued to the next Term.

Per Mr. Chief Justice Hughes.

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Proclamation being made the Court is adjourned to the time and place appointed by law.

By order of the Chief Justice the following correspondence between the Court and Mr. Justice Van Devanter is appended to the Minutes of June 1, 1937.

Supreme Court of the United States

Washington, D. C.

June 2, 1937.

Dear Justice Van Devanter:

Your decision to avail yourself of the rights and privileges specified in the recent retirement act gives us a poignant sense of regret at the loss of the close association it has been our privilege to enjoy for so many years. Your temperament and industry, your exact knowledge of precedents and practice, and your precision of statement, have enabled you to render an invaluable service in our conferences, and your labors have entered into the very warp and woof of the jurisprudence of the Court. You will carry into your retirement the assurance of our high esteem and warm affection and we trust that you will have many years of continued vigor. We shall greatly miss your wise counsel and delightful companionship.

Faithfully yours,

Charles E. Hughes,
J. C. McReynolds,
Louis D. Brandeis,
Geo. Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo.

Mr. Justice Van Devanter.

Willis Van Devanter
2101 Connecticut Avenue
Washington, D. C.

June 2, 1937.

My dear Brethren:

I am grateful for your generous words of esteem and affection. Intimate association with you in the work of the Court has been to me both enjoyable and inspiring; and I shall carry into my retirement happy memories of that association, together with profound respect and true affection for each and all of you.

Cordially and sincerely yours,

Willis Van Devanter.

The Chief Justice and
Associate Justices of the Supreme Court.

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